

STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION

In Re: **William H. White**

Case No.: **FEC 13-046**

TO: William H. White
1005 Fullwood Avenue
Crescent City, FL 32112

The Honorable Charles Overturf, III
Putnam County Supervisor of Elections
2509 Crill Avenue, Suite 900
Palatka, FL 32177

NOTICE OF HEARING (INFORMAL HEARING)

A hearing will be held in this case before the Florida Elections Commission on **February 25, 2014, at 10:30 am, or as soon thereafter as the parties can be heard**, at the following location: **Senate Office Building, Room S-110, 404 South Monroe Street, Tallahassee, FL 32399.**

Failure to appear in accordance with this notice will constitute a waiver of your right to participate in the hearing. Continuances will be granted only upon a showing of good cause.

This hearing will be conducted pursuant to Section 106.25, Florida Statutes, which governs your participation as follows:

If you are the Respondent, you may attend the hearing, and you or your attorney will have *5 minutes* to present your case to the Commission. However, some cases (including those in which consent orders or recommendations for no probable cause are being considered) may be decided by an *en masse* vote and, unless you request to be heard or the Commission requests that your case be considered separately on the day of the hearing, your case will *not* be individually heard.

If you are the Complainant, you may attend the hearing, but you will *not* be permitted to address the Commission. In addition, some cases (including those in which consent orders or recommendations for no probable cause are being considered) may be decided by an *en masse* vote and, unless the Respondent requests to be heard or the Commission requests that the case be considered separately on the day of the hearing, the case will *not* be individually heard.

If you are an Appellant, and you have requested a hearing, you may attend the hearing, and you or your attorney will have *5 minutes* to present your case to the Commission.

Please be advised that both confidential and public cases are scheduled to be heard by the Florida Elections Commission on this date. As an Appellant, Respondent or Complainant in one case, you will *not* be permitted to attend the hearings on other confidential cases.

The Commission will electronically record the meeting. Although the Commission's recording is considered the official record of the hearing, the Respondent may provide, at his own expense, a certified court reporter to also record the hearing.

If you require an accommodation due to a disability, contact Donna Malphurs at (850) 922-4539 or by mail at 107 West Gaines Street, The Collins Building, Suite 224, Tallahassee, Florida 32399, at least 5 days before the hearing.

See further instructions on the reverse side.

Amy McKeever Toman
Executive Director
Florida Elections Commission
February 4, 2014

Please refer to the information below for further instructions related to your particular hearing:

If this is a hearing to consider **an appeal from an automatic fine**, the Filing Officer has imposed a fine on you for your failure to file a campaign treasurer's report on the designated due date and, by filing an appeal, you have asked the Commission to consider either (1) that the report was in fact timely filed; or (2) that there were unusual circumstances that excused the failure to file the report timely. You are required to prove your case. If the Commission finds that the report was filed timely or that there were unusual circumstances that excused the failure, it may waive the fine, in whole or in part. The Commission may reduce a fine after considering the factors in Section 106.265, Florida Statutes. If the Commission finds that the report was not timely filed and there were no unusual circumstances, the fine will be upheld.

If this is a hearing to consider a **consent order before a determination of probable cause has been made**, the Commission will decide whether to accept or reject the consent order. If the Commission accepts the consent order, the case will be closed and become public. If the Commission rejects the consent order or does not make a decision to accept or deny the consent order, the case will remain confidential, unless confidentiality has been waived.

If this is a hearing to consider a **consent order after a determination of probable cause has been made**, the Commission will decide whether to accept or reject the consent order. If the Commission accepts the consent order, the case will be closed. If the Commission rejects the consent order or does not make a decision to accept or deny the consent order, the Respondent will be entitled to another hearing to determine if the Respondent committed the violation(s) alleged.

If this is a **probable cause hearing**, the Commission will decide if there is probable cause to believe that the Respondent committed a violation of Florida's election laws. Respondent should be prepared to explain how the staff in its recommendation incorrectly applied the law to the facts of the case. *Respondent may not testify, call others to testify, or introduce any documentary or other evidence at the probable cause hearing.* The Commission will only decide whether Respondent should be *charged* with a violation and, before the Commission determines whether a violation has occurred or a fine should be imposed, Respondent will have an opportunity for another hearing at which evidence may be introduced.

If this is an **informal hearing**, it will be conducted pursuant Sections 120.569 and 120.57(2), Florida Statutes; Chapter 28 and Commission Rule 2B-1.004, Florida Administrative Code. At the hearing, the Commission will decide whether the Respondent committed the violation(s) charged in the Order of Probable Cause. The Respondent will be permitted to testify. However the Respondent may not call witnesses to testify.

Respondent may argue why the established facts in the Staff Recommendation do not support the violations charged in the Order of Probable Cause. At Respondent's request, the Commission may determine whether Respondent's actions in the case were willful. The Respondent may also address the appropriateness of the recommended fine. If Respondent claims that his limited resources make him unable to pay the statutory fine, *he must provide the Commission with written proof of his financial resources* at the hearing. A financial affidavit form is available from the Commission Clerk.

FILED

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STATE OF FLORIDA
ELECTIONS COMMISSION

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: William H. White

Case No.: FEC 13-046

ORDER CONTINUING CASE


THIS MATTER was scheduled to be heard before the Florida Elections Commission at its regularly scheduled meeting held on November 13, 2013, in Tallahassee, Florida.

The Commission was unable to complete this case at its meeting.

Therefore, it is

ORDERED that the case is continued until the next available meeting of the Florida Elections Commission

DONE AND ORDERED by the Florida Elections Commission on November 13, 2013.



Tim Holladay, Chairman
Florida Elections Commission

Copies furnished to:

Jaakan A. Williams, Assistant General Counsel
William H. White, Respondent
Charles Overturf, III., Putnam County SOE

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: William H. White

Case No.: FEC 13-046

TO: William H. White
1005 Fullwood Avenue
Crescent City, FL 32112

The Honorable Charles L. Overturf III
Putnam County Supervisor of Elections
2509 Crill Avenue, Suite 900
Palatka, FL 32177

NOTICE OF HEARING

A hearing will be held in this case before the Florida Elections Commission on **November 13, 2013, at 11:00 am**, or as soon thereafter as the parties can be heard, at the following location: **Senate Office Building, Room 110-S, 404 South Monroe Street, Tallahassee, FL 32399.**

Failure to appear in accordance with this notice will constitute a waiver of your right to participate in the hearing. Continuances will be granted only upon a showing of good cause

This hearing will be conducted pursuant to Section 106.25, Florida Statutes, which governs your participation as follows:

If you are the Respondent, you may attend the hearing, and you or your attorney will have *5 minutes* to present your case to the Commission. However, some cases (including those in which consent orders or recommendations for no probable cause are being considered) may be decided by an *en masse* vote and, unless you request to be heard or the Commission requests that your case be considered separately on the day of the hearing, your case will *not* be individually heard.

If you are the Complainant, you may attend the hearing, but you will *not* be permitted to address the Commission. In addition, some cases (including those in which consent orders or recommendations for no probable cause are being considered) may be decided by an *en masse* vote and, unless the Respondent requests to be heard or the Commission requests that the case be considered separately on the day of the hearing, the case will *not* be individually heard.

If you are an Appellant, and you have requested a hearing, you may attend the hearing, and you or your attorney will have *5 minutes* to present your case to the Commission

Please be advised that both confidential and public cases are scheduled to be heard by the Florida Elections Commission on this date. As an Appellant, Respondent or Complainant in one case, you will *not* be permitted to attend the hearings on other confidential cases.

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See further instructions on the reverse side.

Amy McKeever Toman
Executive Director
Florida Elections Commission
October 24, 2013

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If this is a hearing to consider **an appeal from an automatic fine**, the Filing Officer has imposed a fine on you for your failure to file a campaign treasurer's report on the designated due date and, by filing an appeal, you have asked the Commission to consider either (1) that the report was in fact timely filed; or (2) that there were unusual circumstances that excused the failure to file the report timely. You are required to prove your case. If the Commission finds that the report was filed timely or that there were unusual circumstances that excused the failure, it may waive the fine, in whole or in part. The Commission may reduce a fine after considering the factors in Section 106.265, Florida Statutes. If the Commission finds that the report was not timely filed and there were no unusual circumstances, the fine will be upheld. Pursuant to Rule 2B-1.005 F.A.C., you may file supplemental documents related to your appeal up to five business days before the hearing for consideration by the Commission.

If this is a hearing to consider a **consent order before a determination of probable cause has been made**, the Commission will decide whether to accept or reject the consent order. If the Commission accepts the consent order, the case will be closed and become public. If the Commission rejects the consent order or does not make a decision to accept or deny the consent order, the case will remain confidential, unless confidentiality has been waived.

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FLORIDA ELECTIONS COMMISSION

**107 West Gaines Street
The Collins Building, Suite 224
Tallahassee, Florida 32399-1050
(850) 922-4539**

September 6, 2013

Honorable R.J. Larizza
Office of the State Attorney-Seventh Judicial Circuit
410 St. Johns Ave, Room 109
Palatka, FL 32178-1346

RE: Case Referral

Dear Mr. Larizza:

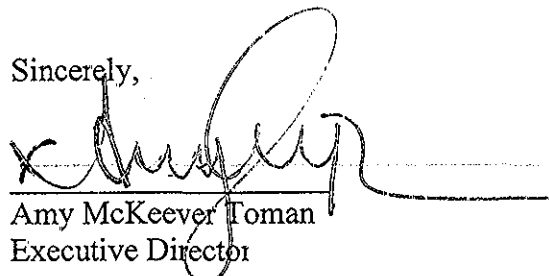
Pursuant to Sections 106.25(1) and (6), Florida Statutes, the Florida Elections Commission is referring this matter to your office for investigation and possible prosecution. Enclosed please find the following documents for your review.

1. Copy of Florida Elections Commission Confidential Complaint Form and attachments submitted in Case FEC 13-046.
2. Report of Investigation
3. Order of Probable Cause.

I have enclosed with this letter a copy of the Commission's investigative report and the Order of Probable Cause. Keith Smith, the investigator who handled this case, is available to assist your staff if his services are needed. The Commission appreciates the time and attention you will give to this matter. The Commission also respectfully requests that it be informed of your disposition when the case is completed.

Should you have any questions or need additional information, please feel free to contact the Commission's Executive Director, Amy McKeever Toman, at (850) 922-4539.

Sincerely,



Amy McKeever Toman
Executive Director

Enclosures: Confidential Complaint Form (with attachments), Report of Investigation, and the Order of Probable Cause.

STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION

FILED

13 AUG 29 AM 9:53

Florida Elections Commission,
Petitioner,

STATE OF FLORIDA
ELECTIONS COMMISSION

v.

Agency Case No.: FEC 13-046

William H. White,
Respondent.

ORDER OF PROBABLE CAUSE

THIS CAUSE came on to be heard before the Florida Elections Commission at its meeting held on August 13, 2013, in Tallahassee, Florida

The Commission has reviewed the Complaint, Report of Investigation, Staff Recommendation, all documents submitted by the Respondent, any relevant documents, and considered all oral statements made at the probable cause hearing. Based on the facts set forth in the Staff Recommendation, which is incorporated herein and attached to this order, the Commission finds that there is probable cause that Respondent committed 3 counts of violating Chapter 104, Florida Statutes:

Count 1:

On or about September 25, 2012, Respondent violated Section 104.011(1), Florida Statutes, when he willfully swore or affirmed falsely to an oath or affirmation in connection with voting or elections

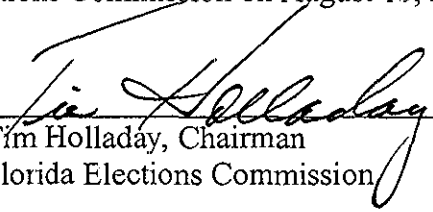
Count 2:

On or about September 25, 2012, Respondent violated Section 104.011(2), Florida Statutes, when he submitted false voter registration information.

Count 3:

On or about October 27, 2012, Respondent violated Section 104.15, Florida Statutes, when he willfully voted in the 2012 General Election while knowing he was not a qualified elector

DONE AND ORDERED by the Florida Elections Commission on August 13, 2013.



Tim Holladay, Chairman
Florida Elections Commission

Copies furnished to:

Jaakan A. Williams, Assistant General Counsel
William H. White, Respondent (certified mail)
Charles L. Overturf, III, Complainant

Attachment: Staff Recommendation

NOTICE OF RIGHT TO A HEARING

As the Respondent, you may elect to resolve this case in several ways. First, you may elect to resolve this case by consent order where you and Commission staff agree to resolve the violations and agree to the amount of the fine. The agreed to consent order is then presented to the Commission for its approval. To discuss a consent order, contact the attorney who signed the Staff Recommendation attached to the Order of Probable Cause.

Second, you may request an informal hearing held before the Commission, if you do not dispute any material fact in the Staff Recommendation. You have 30 days from the date of the Order of Probable Cause to request such a hearing. At the hearing, you will have the right to make written or oral arguments to the Commission concerning the legal issues related to the violations and the potential fine. At the request of Respondent, the Commission will consider and determine willfulness at an informal hearing. Otherwise, live witness testimony is unnecessary.

Third, you may request a formal hearing held before an administrative law judge in the Division of Administrative Hearings (DOAH), if you dispute any material fact in the Staff Recommendation. You have 30 days from the date of the Order of Probable Cause to request such a hearing. At the hearing, you will have the right to present evidence relevant to the violation(s) listed in this order, to cross-examine opposing witnesses, to impeach any witness, and to rebut the evidence presented against you.

If you do not elect to resolve the case by consent order or request a formal hearing at the DOAH or an informal hearing before the Commission within 30 days of the date of this Order of Probable Cause, the case will be sent to the Commission and you will be entitled to a formal or informal hearing.

To request a hearing, please send a written request to the Agency Clerk, Donna Ann Malphurs. The address of the Commission Clerk is 107 W. Gaines Street, Collins Building, Suite 224, Tallahassee, Florida 32399-1050. The telephone number is (850) 922-4539. The Clerk will provide you with a copy of Chapter 28-106, *Florida Administrative Code*, and other applicable rules upon request. No mediation is available.

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: William White

Case No.: FEC 13-046

STAFF RECOMMENDATION FOLLOWING INVESTIGATION

Pursuant to section 106.25(4)(c), Florida Statutes, undersigned staff counsel files this written recommendation for disposition of the complaint in this case recommending that there is **probable cause** to charge Respondent with violating **Section 104.011(1), 104.011(2), and 104.15, Florida Statutes**. Based upon a thorough review of the Report of Investigation submitted on June 3, 2013, the following facts and law support this staff recommendation:

1. On January 25, 2013, the Florida Elections Commission ("Commission") received a sworn complaint from Charles L. Overturf, III, ("Complainant") alleging that William White ("Respondent") violated Chapter 104, Florida Statutes.

2. Complainant alleged Respondent submitted false voter-registration information; falsely swore to oaths in connection with voting or elections; and voted in the 2012 General Election while knowing he was not a qualified elector.

3. By letter dated March 4, 2013, the Executive Director notified Respondent that Commission staff would investigate the following statutory provisions:

Section 104.011(1), Florida Statutes: William H. White willfully swore or affirmed falsely to an oath or affirmation in connection with voting or elections, as alleged in the complaint.

Section 104.011(2), Florida Statutes: William H. White willfully submitted false voter registration information, as alleged in the complaint.

Section 104.15, Florida Statutes: William H. White, knowing he was not a qualified elector, willfully voted in the 2012 general elections, as alleged in the complaint.

4. Respondent entered a plea of nolo contendere to committing forgery, uttering a forged instrument and petit/retail theft and was adjudicated guilty on June 7, 1999 in Polk County, Florida. Two of the three crimes Respondent pled nolo contendere to were third degree felony offenses, thus making Respondent a convicted felon. (ROI Exhibit 1)¹

¹ The Report of Investigation is referred to herein as "ROI."

5. However, on or about September 25, 2012, Respondent completed and signed a Florida Voter Registration Application for the 2012 General Election. In Section "B" of the application, Respondent placed a hand-written checkmark in the box next to the statement, "I affirm that I am not a convicted felon, or if I am, my right to vote has been restored." Respondent's signature on the application appears identical to his signature that was captured by the electronic voter identification device ("EVID") on the day Respondent participated in early voting. (ROI Exhibits 2 & 4)

6. Respondent was also required to sign an oath affirming that he was a qualified elector in the 2012 election and that he was a registered voter of Putnam County, Florida. The oath was provided to Respondent at the polling place where he participated in early voting on October 27, 2012. In pertinent part, the oath reads as follows:

I, _____, am a qualified elector in this election and a registered voter of Putnam County, Florida. I understand that if I commit or attempt to commit fraud in connection with voting, vote a fraudulent ballot, I could be convicted of a felony of the third degree. (ROI Exhibits 3 & 4)²

7. Despite being a convicted felon, Respondent voted in the 2012 General Election on October 27, 2012. (ROI Exhibit 4)

8. Julia McCall, Coordinator of the Office of Executive Clemency, submitted documentation to the Commission to verify that Respondent has not had his civil rights restored, and Respondent does not have an application pending for clemency at this time. (ROI Exhibit 6)

9. Linda Postorino, Assistant Bureau Chief of Admissions and Release, Department of Corrections, submitted a letter to the Commission explaining that every inmate released from incarceration is given a "release packet." The release packet includes a letter from the Office of Executive Clemency regarding restoration of Civil Rights. In pertinent part, the first paragraph of the letter states:

As a convicted felon, you cannot vote, serve on a jury, or hold public office until your civil rights have been restored by the Florida Board of Executive Clemency. (ROI Exhibit 9)

10. In a telephone interview on May 29, 2013, with Investigator Keith Smith, Respondent acknowledged that he voted in the November 2012 General Election, and that he signed the voter application card. (Attachment "A" – Phone log entry 17)

11. "Probable Cause" is defined as reasonable grounds of suspicion supported by circumstances sufficiently strong to warrant a cautious person in the belief that the person has

² The Putnam County SOE provided the Commission with a copy of the Voter Affirmation, as well as a screen shot of Respondent's signature captured by the EVID after he voted

committed the offense charged. *Schmitt v. State*, 590 So.2d 404, 409 (Fla. 1991). Probable cause exists where the facts and circumstances, of which an [investigator] has reasonably trustworthy information, are sufficient in themselves for a reasonable man to reach the conclusion that an offense has been committed. *Department of Highway Safety and Motor Vehicles v. Favino*, 667 So.2d 305, 309 (Fla. 1st DCA 1995).

12. The facts set forth above show that on or about June 7, 1999, Respondent pled nolo contendere and was adjudicated guilty of committing forgery, uttering a forged instrument, and petit/retail theft. Two of the crimes were third-degree felony offenses; therefore, Respondent is a convicted felon. However, on September 25, 2012, Respondent completed and filed a Florida Voter Registration Application affirming that he is not a convicted felon, or if he is, he has had his civil rights restored. Subsequently, Respondent voted in the 2012 General Election on October 27, 2012. Respondent has not had his civil rights restored, and there is no record of an application pending for clemency for the Respondent. Additionally, in a telephone interview with Commission staff, Respondent acknowledged that he voted in the November 2012 General Election, and that he signed the voter application card.

Based upon these facts and circumstances, I recommend that the Commission find probable cause to charge Respondent with violating the following statutory provisions:

Count 1:

On or about September 25, 2012, William White violated Section 104.11(1), Florida Statutes, when he willfully swore or affirmed falsely to an oath or affirmation in connection with voting or elections.

Count 2:

On or about September 25, 2012, William White violated Section 104.11(2), Florida Statutes, when he submitted false voter registration information.

Count 3:

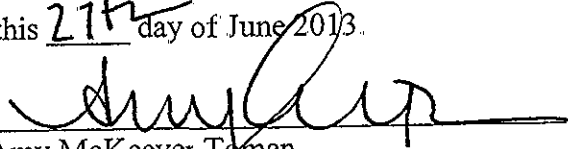
On or about October 27, 2012, William White violated Section 104.15, Florida Statutes, when he willfully voted in the 2012 General Election while knowing he was not a qualified elector.

Respectfully submitted on June 25, 2013.



Jaakan A. Williams
Assistant General Counsel

I reviewed this Staff Recommendation this 27th day of June 2013.


Amy McKeever Toman
Executive Director

Phone #: (850) 717-3110

Summary: I called Ms. Postorino to ask her a question relative to the letter that she said was included in the inmate's release packet. Specifically, I questioned her as to whether her office would be agreeable in providing us with a letter, on official agency letterhead, stating that the letter is included in an inmate's release packet so that our office would be able to refer to the agency letter in our reports. She said that she would need to run it by her supervisor but she did not believe it to be a problem.

Memo to File? No

Entered by: KS

15. **Date and time:** 05/21/13 @ 3:11 p.m.

Name: Respondent

Phone #: (386) 698-2885

Summary: I called Respondent to ask him a few additional questions and to determine the status of a questionnaire-affidavit that had been previously mailed to him. I left a voice-mail message for the "White family" to have Respondent return my call.

Memo to File? No

Entered by: KS

16. **Date and time:** 05/23/13 @ 2:07 p.m.

Name: Respondent

Phone #: (386) 698-2885

Summary: I called Respondent to ask him a few additional questions and to determine the status of a questionnaire-affidavit that had been previously mailed to him. I left a voice-mail message for the "White family" to have Respondent return my call.

Memo to File? No

Entered by: KS

17. **Date and time:** 05/29/13 @ 10:37 p.m.

Name: Respondent

Phone #: (386) 698-2885

Summary: I called Respondent to ask him a few additional questions and to determine the status of a questionnaire-affidavit that had been previously mailed to him. Respondent claims that he completed and mailed the affidavit. When asked, he said that he did this about two or three weeks ago.

I reminded Respondent that when we last spoke over the telephone on April 17, 2013, that he indicated to me that he did not live in Florida until after he moved here shortly after the September 2001 terrorist-attacks. I advised him that according to records from the supervisor of elections office, it appeared that he registered to vote in Putnam County in 1995 and again in Polk County in 2008. And, it was brought to his attention that according to the Polk County Sheriff's office, it appeared that he had been arrested in 1988, 1989, 1993, 1994 and 1995.

Respondent disputed that he had been arrested during those years. He then added that he lived in St. Lucie County up until he left Florida either in 1996 or 1997 and moved to New Jersey. He said that sometime after the terrorist-attacks of September 11th is when he moved back to Florida. Respondent then added that his mother had 15 children and that



many of his brothers go by the name William or Bill or Billy and that he has many nephews that also go by William. He said that there has been a problem in the past where he has been identified as having been arrested and that one of his nephews, going by the name of William was actually arrested

I advised Respondent that in looking at records from the Sheriff's office, all of the records indicate that a William Hardy White had been arrested during the years that I had previously mentioned to him. When asked, he affirmed that his name is William Hardy White. In addition, I advised him that the same records indicated that his date of birth is [REDACTED]. When asked, he affirmed his date of birth as [REDACTED]. And, I brought it to his attention that records indicate that his social security number is [REDACTED]; he affirmed that is his social security number.

Respondent then posed a question to me. He said, "Let's assume that I have been convicted of a felony, what's next?" I advised him that for the purpose of our office we are investigating him for an allegation that he violated three sections of the Chapter 104, Florida Statutes, and that he could possibly be facing a monetary fine, if the members of Elections Commission finds probable cause. He then said, "You go ahead and do what you have to do and if I need to I'll get an attorney in the end."

I questioned Respondent about his voting in the general election and how it was that he came to vote. According to Respondent, he said that he was "working with a group of people in Putnam County" and he explained that he was asked to participate with the group to go around parts of Putnam County and go house-to-house in order to get people to vote. When asked, he said that he could not remember the name of the group but thought the word "Democratic" was in the name of the group. He said that a woman, whom he described as a "chairperson" encouraged him to register to vote; he could not recall her name. He said that he registered with the Supervisor of Elections office in Putnam County and that he went there directly to register. He said he signed his name and that he was asked for his identification. He said that he received his voter's card in the mail shortly afterward and acknowledged voting in the November General Election. He said that the group was mostly made-up of "young girls and ladies."

In closing, I questioned him again about his statement that he made earlier advising me to do what I needed to do and he would get an attorney if he needed to. When asked if this was accurate, he said "Yes."

Memo to File? No

Entered by: KS

18. **Date and time:** 05/30/13 @ 9:59 a.m.

Name: Respondent

Phone #: (386) 698-2885

Summary: I tried calling Respondent for the purpose of the final interview; however, a recorded message stated, "Sorry but the mailbox is full and there is not enough space to leave a message. Thank you for using the voice message server, good-bye."

Memo to File? No

Entered by: KS

19. **Date and time:** 05/30/13 @ 11:13 a.m.

STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION

In Re: **William H. White**

Case No.: **FEC 13-046**

TO: William H. White
1005 Fullwood Avenue
Crescent City, Florida 32112

The Honorable Charles L. Overturf III
Putnam County Supervisor of Elections
2509 Crill Avenue, Suite 900
Palatka, Florida 32177

NOTICE OF HEARING (PROBABLE CAUSE DETERMINATION)

A hearing will be held in this case before the Florida Elections Commission on **August 13, 2013, at 9:45 am**, or as soon thereafter as the parties can be heard, at the following location: **Senate Office Building, Room S110, 404 South Monroe Street, Tallahassee, FL 32399.**

Failure to appear in accordance with this notice will constitute a waiver of your right to participate in the hearing. Continuances will be granted only upon a showing of good cause. Motions or other materials received after 5:00 p.m. on August 9, 2013 (the Friday before the meeting) may not be considered by the Commission.

This hearing will be conducted pursuant to Section 106.25, Florida Statutes, which governs your participation as follows:

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See further instructions on the reverse side.

Amy McKeever Toman
Executive Director
Florida Elections Commission
July 19, 2013

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: William White

Case No.: FEC 13-046

STAFF RECOMMENDATION FOLLOWING INVESTIGATION

Pursuant to section 106 25(4)(c), Florida Statutes, undersigned staff counsel files this written recommendation for disposition of the complaint in this case recommending that there is **probable cause** to charge Respondent with violating **Section 104.011(1), 104.011(2), and 104.15, Florida Statutes**. Based upon a thorough review of the Report of Investigation submitted on June 3, 2013, the following facts and law support this staff recommendation:

1. On January 25, 2013, the Florida Elections Commission ("Commission") received a sworn complaint from Charles L. Overturf, III, ("Complainant") alleging that William White ("Respondent") violated Chapter 104, Florida Statutes.

2. Complainant alleged Respondent submitted false voter-registration information; falsely swore to oaths in connection with voting or elections; and voted in the 2012 General Election while knowing he was not a qualified elector

3. By letter dated March 4, 2013, the Executive Director notified Respondent that Commission staff would investigate the following statutory provisions:

Section 104.011(1), Florida Statutes: William H. White willfully swore or affirmed falsely to an oath or affirmation in connection with voting or elections, as alleged in the complaint.

Section 104.011(2), Florida Statutes: William H. White willfully submitted false voter registration information, as alleged in the complaint.

Section 104.15, Florida Statutes: William H. White, knowing he was not a qualified elector, willfully voted in the 2012 general elections, as alleged in the complaint.

4. Respondent entered a plea of nolo contendere to committing forgery, uttering a forged instrument and petit/retail theft and was adjudicated guilty on June 7, 1999 in Polk County, Florida. Two of the three crimes Respondent pled nolo contendere to were third degree felony offenses, thus making Respondent a convicted felon. (ROI Exhibit 1)¹

¹ The Report of Investigation is referred to herein as "ROI "

5. However, on or about September 25, 2012, Respondent completed and signed a Florida Voter Registration Application for the 2012 General Election. In Section "B" of the application, Respondent placed a hand-written checkmark in the box next to the statement, "I affirm that I am not a convicted felon, or if I am, my right to vote has been restored." Respondent's signature on the application appears identical to his signature that was captured by the electronic voter identification device ("EVID") on the day Respondent participated in early voting. (ROI Exhibits 2 & 4)

6. Respondent was also required to sign an oath affirming that he was a qualified elector in the 2012 election and that he was a registered voter of Putnam County, Florida. The oath was provided to Respondent at the polling place where he participated in early voting on October 27, 2012. In pertinent part, the oath reads as follows:

I, ..., am a qualified elector in this election and a registered voter of Putnam County, Florida. I understand that if I commit or attempt to commit fraud in connection with voting, vote a fraudulent ballot, I could be convicted of a felony of the third degree ... (ROI Exhibits 3 & 4)²

7. Despite being a convicted felon, Respondent voted in the 2012 General Election on October 27, 2012. (ROI Exhibit 4)

8. Julia McCall, Coordinator of the Office of Executive Clemency, submitted documentation to the Commission to verify that Respondent has not had his civil rights restored, and Respondent does not have an application pending for clemency at this time. (ROI Exhibit 6)

9. Linda Postorino, Assistant Bureau Chief of Admissions and Release, Department of Corrections, submitted a letter to the Commission explaining that every inmate released from incarceration is given a "release packet." The release packet includes a letter from the Office of Executive Clemency regarding restoration of Civil Rights. In pertinent part, the first paragraph of the letter states:

As a convicted felon, you cannot vote, serve on a jury, or hold public office until your civil rights have been restored by the Florida Board of Executive Clemency (ROI Exhibit 9)

10. In a telephone interview on May 29, 2013, with Investigator Keith Smith, Respondent acknowledged that he voted in the November 2012 General Election, and that he signed the voter application card. (Attachment "A" – Phone log entry 17)

11. "Probable Cause" is defined as reasonable grounds of suspicion supported by circumstances sufficiently strong to warrant a cautious person in the belief that the person has

² The Putnam County SOE provided the Commission with a copy of the Voter Affirmation, as well as a screen shot of Respondent's signature captured by the EVID after he voted.

committed the offense charged. *Schmitt v State*, 590 So.2d 404, 409 (Fla. 1991) Probable cause exists where the facts and circumstances, of which an [investigator] has reasonably trustworthy information, are sufficient in themselves for a reasonable man to reach the conclusion that an offense has been committed. *Department of Highway Safety and Motor Vehicles v Favino*, 667 So.2d 305, 309 (Fla. 1st DCA 1995).

12. The facts set forth above show that on or about June 7, 1999, Respondent pled nolo contendere and was adjudicated guilty of committing forgery, uttering a forged instrument, and petit/retail theft. Two of the crimes were third-degree felony offenses; therefore, Respondent is a convicted felon. However, on September 25, 2012, Respondent completed and filed a Florida Voter Registration Application affirming that he is not a convicted felon, or if he is, he has had his civil rights restored. Subsequently, Respondent voted in the 2012 General Election on October 27, 2012. Respondent has not had his civil rights restored, and there is no record of an application pending for clemency for the Respondent. Additionally, in a telephone interview with Commission staff, Respondent acknowledged that he voted in the November 2012 General Election, and that he signed the voter application card.

Based upon these facts and circumstances, I recommend that the Commission find probable cause to charge Respondent with violating the following statutory provisions:

Count 1:

On or about September 25, 2012, William White violated Section 104.11(1), Florida Statutes, when he willfully swore or affirmed falsely to an oath or affirmation in connection with voting or elections.

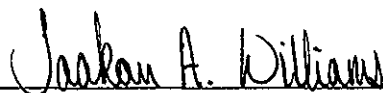
Count 2:

On or about September 25, 2012, William White violated Section 104.11(2), Florida Statutes, when he submitted false voter registration information.

Count 3:

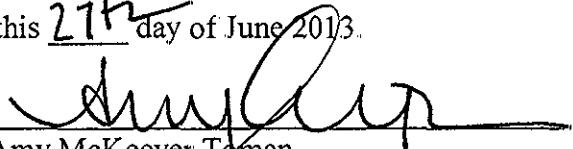
On or about October 27, 2012, William White violated Section 104.15, Florida Statutes, when he willfully voted in the 2012 General Election while knowing he was not a qualified elector.

Respectfully submitted on June 25, 2013



Jaakan A. Williams
Assistant General Counsel

I reviewed this Staff Recommendation this 27th day of June 2013.



Amy McKeever Toman
Executive Director

Phone #: (850) 717-3110

Summary: I called Ms. Postorino to ask her a question relative to the letter that she said was included in the inmate's release packet. Specifically, I questioned her as to whether her office would be agreeable in providing us with a letter, on official agency letterhead, stating that the letter is included in an inmate's release packet so that our office would be able to refer to the agency letter in our reports. She said that she would need to run it by her supervisor but she did not believe it to be a problem.

Memo to File? No

Entered by: KS

15. **Date and time:** 05/21/13 @ 3:11 p m

Name: Respondent

Phone #: (386) 698-2885

Summary: I called Respondent to ask him a few additional questions and to determine the status of a questionnaire-affidavit that had been previously mailed to him. I left a voice-mail message for the "White family" to have Respondent return my call

Memo to File? No

Entered by: KS

16. **Date and time:** 05/23/13 @ 2:07 p m

Name: Respondent

Phone #: (386) 698-2885

Summary: I called Respondent to ask him a few additional questions and to determine the status of a questionnaire-affidavit that had been previously mailed to him. I left a voice-mail message for the "White family" to have Respondent return my call.

Memo to File? No

Entered by: KS

17. **Date and time:** 05/29/13 @ 10:37 p m.

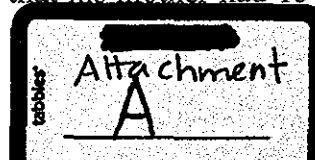
Name: Respondent

Phone #: (386) 698-2885

Summary: I called Respondent to ask him a few additional questions and to determine the status of a questionnaire-affidavit that had been previously mailed to him. Respondent claims that he completed and mailed the affidavit. When asked, he said that he did this about two or three weeks ago.

I reminded Respondent that when we last spoke over the telephone on April 17, 2013, that he indicated to me that he did not live in Florida until after he moved here shortly after the September 2001 terrorist-attacks. I advised him that according to records from the supervisor of elections office, it appeared that he registered to vote in Putnam County in 1995 and again in Polk County in 2008. And, it was brought to his attention that according to the Polk County Sheriff's office, it appeared that he had been arrested in 1988, 1989, 1993, 1994 and 1995.

Respondent disputed that he had been arrested during those years. He then added that he lived in St. Lucie County up until he left Florida either in 1996 or 1997 and moved to New Jersey. He said that sometime after the terrorist-attacks of September 11th is when he moved back to Florida. Respondent then added that his mother had 15 children and that



many of his brothers go by the name William or Bill or Billy and that he has many nephews that also go by William. He said that there has been a problem in the past where he has been identified as having been arrested and that one of his nephews, going by the name of William was actually arrested.

I advised Respondent that in looking at records from the Sheriff's office, all of the records indicate that a William Hardy White had been arrested during the years that I had previously mentioned to him. When asked, he affirmed that his name is William Hardy White. In addition, I advised him that the same records indicated that his date of birth is [REDACTED]. When asked, he affirmed his date of birth as [REDACTED]. And, I brought it to his attention that records indicate that his social security number is [REDACTED]; he affirmed that is his social security number.

Respondent then posed a question to me. He said, "Let's assume that I have been convicted of a felony, what's next?" I advised him that for the purpose of our office we are investigating him for an allegation that he violated three sections of the Chapter 104, Florida Statutes, and that he could possibly be facing a monetary fine, if the members of Elections Commission finds probable cause. He then said, "You go ahead and do what you have to do and if I need to I'll get an attorney in the end."

I questioned Respondent about his voting in the general election and how it was that he came to vote. According to Respondent, he said that he was "working with a group of people in Putnam County" and he explained that he was asked to participate with the group to go around parts of Putnam County and go house-to-house in order to get people to vote. When asked, he said that he could not remember the name of the group but thought the word "Democratic" was in the name of the group. He said that a woman, whom he described as a "chairperson" encouraged him to register to vote; he could not recall her name. He said that he registered with the Supervisor of Elections office in Putnam County and that he went there directly to register. He said he signed his name and that he was asked for his identification. He said that he received his voter's card in the mail shortly afterward and acknowledged voting in the November General Election. He said that the group was mostly made-up of "young girls and ladies."

In closing, I questioned him again about his statement that he made earlier advising me to do what I needed to do and he would get an attorney if he needed to. When asked if this was accurate, he said "Yes."

Memo to File? No

Entered by: KS

18. **Date and time:** 05/30/13 @ 9:59 a.m

Name: Respondent

Phone #: (386) 698-2885

Summary: I tried calling Respondent for the purpose of the final interview; however, a recorded message stated, "Sorry but the mailbox is full and there is not enough space to leave a message. Thank you for using the voice message server, good-bye."

Memo to File? No

Entered by: KS

19. **Date and time:** 05/30/13 @ 11:13 a.m

FLORIDA ELECTIONS COMMISSION
REPORT OF INVESTIGATION
Case No.: FEC 13-046

Respondent: William H. White
Counsel for Respondent: None

Complainant: Charles L. Overturf, III
Counsel for Complainant: None

On January 25, 2013, the Florida Elections Commission received a sworn complaint alleging that Respondent violated Chapter 104, Florida Statutes. The Commission staff investigated whether Respondent violated the following statutes:

Section 104.011(1), Florida Statutes, prohibiting a person from falsely swearing or affirming an oath or procuring another to falsely swear or affirm any oath in connection with or arising out of voting or elections;

Section 104.011(2), Florida Statutes, prohibiting a person from submitting false voter registration information; and

Section 104.15, Florida Statutes, prohibiting a person who knows that he is not a qualified elector from voting in any election.

I. Preliminary Information:

1. Respondent, William H. White, is a resident of Putnam County; he is 68 years old
2. Complainant, Charles L. Overturf III, is the Putnam County Supervisor of Elections.

II. Alleged Violation of Section 104.011(1), Florida Statutes:

3 I investigated whether Respondent violated this section of the election laws by falsely swearing or affirming an oath when he signed his Florida Voter Registration Application as well as an oath, just prior to voting.

4 According to Complainant, after receiving notification from the Florida Bureau of Voter Registration Services about Respondent's felony conviction, his office discovered that Respondent voted in the 2012 general election.

Copy of Judgment

5 Complainant offered a copy of a "Judgment" from the Tenth Judicial Circuit in and for Polk County. The judgment represents that Respondent entered a plea of "Nolo Contendere" to "Forgery" and "Utter Forged Instrument" and he was adjudicated guilty for each

offense; the judgment was entered on June 7, 1999. To review a copy of the judgment, refer to Exhibit 1.

Florida Voter Registration Application

6. Complainant offered as part of his complaint a copy of a Florida Voter Registration Application which appears to have been completed by Respondent. Section B of the application includes the statement: "I affirm that I am not a convicted felon, or if I am, my right to vote has been restored." Next to the statement is a hand-written check-mark signifying that Respondent affirms that he is not a convicted felon or that if he is his right to vote has been restored. At the lower left corner of the application is an oath, which reads:

I do solemnly swear (or affirm) that I will protect and defend the Constitution of the State of Florida, that I am qualified to register as an elector under the Constitution and laws of the Statue of Florida, and that all information provided in this application is true.

A signature at the bottom of the application resembles the signature that was captured by an electronic voter identification device (EVID) when Respondent signed the signature pad at an early-voting site for the general election. To review a copy of the voter application, refer to Exhibit 2.

Oath

7. In addition, Complainant also offered an oath, which is headed, "When signing the signature pad, you are affirming the following:"

I, _____, am a qualified elector in this election and a registered voter of Putnam County Florida. I do solemnly swear (or affirm) that I am the person so listed on the voter registration rolls of Putnam County and that I reside at the listed address. I understand that if I commit or attempt to commit fraud in connection with voting, vote a fraudulent ballot, or vote more than once in an election I could be convicted of a felony of the third degree and both fined up to \$5,000 and imprisoned for up to 5 years. I understand that my failure to sign this certificate invalidates my ballot

To review a copy of the oath, refer to Exhibit 3.

8. According to Complainant, the oath was printed on a laminated sheet of paper and was positioned on a table, in plain view, next to the signature pad for the EVID. Respondent's signature was captured when he signed the signature pad on the EVID, while he was at the early-voting site. To review Respondent's signature from the signature pad, refer to Exhibit 4.

9. In an affidavit, Complainant attested that their office records indicate that Respondent first registered to vote on May 25, 1995 and once the office received notification of Respondent's conviction, his name was removed from their list of registered voters on August 12, 2009. Further, Complainant attested that on September 5, 2012, his office received through the mail, Respondent's application to register to vote and he participated in early-voting when he voted on October 27, 2012. To review Complainant's affidavit, refer to Exhibit 5.

10. Julia McCall, Coordinator of the Office of Executive Clemency, provided a written statement indicating that there is no record of restoration of civil rights having been granted by the Governor and Cabinet of the State of Florida to Respondent. Additionally, she stated there is no application pending for clemency at this time for Respondent. To review the statement from Ms. McCall, refer to Exhibit 6.

11. Respondent did not submit a response to the complaint

12. On April 2, 2013, I interviewed Complainant for the purpose of reviewing his complaint and the documentation he provided. He was asked about the procedures of the office when the office received Respondent's voter application through the mail. He said that the office received the application and processed it as they would generally process any application and Respondent was eventually provided with a voter's identification card.

13. Complainant was asked whether his office notified Respondent after it was brought to their attention that he had voted in the November 2012 general election. He said that the office sent Respondent a letter advising him that their office received information that he had been convicted of a felony and that his civil rights had not been restored. He said Respondent was also provided with a form to complete and return where he could agree with the information and not request an administrative hearing or disagree with information and request an administrative hearing. He added that Respondent completed and returned the form but he did not attend the administrative hearing and his case was disposed of as failure to attend.

14. Where Complainant said that Respondent was provided with a form to complete and return, Complainant provided a copy of the form, titled, "VOTER ACCEPTANCE OR DENIAL OF ELIGIBILITY." On the form, when given the reason why he is requesting an administrative hearing, Respondent indicated that he had a felony arrest but was not convicted in a court of law. The form is dated as having been signed on December 21, 2012 and the signature is similar to the signature on the voter application (Exhibit 2) and the signature captured on the signature pad (Exhibit 4). To review the form, refer to Exhibit 7.

15. I interviewed Respondent by telephone on April 17, 2013. Respondent denied that he had ever been arrested for a felony and said that he had only been arrested one time, in or around 2005. According to Respondent, he was arrested in or around 2005 while living in Polk County, Florida for allegations made by the parents of a 16-year old girl that he allegedly said something inappropriate to her over the telephone¹. According to Respondent, he "bonded-out" and was never charged with a felony, was never sentenced and never served any time for this event

16. In addition, during the telephone interview with Respondent on April 17, 2013, he reported that he was not in the State of Florida in 1999 relative to the judgment that was entered in Polk County concerning the forgery charge. According to Respondent, he was living in New Jersey at the time and he did not move to Florida until sometime after September 2001.

17. Respondent had been previously provided with a questionnaire-affidavit for him

¹ According to records from the Polk County Sheriff's office, in 2008, Respondent was charged with "Stalking" and Making harassing phone call" along with other charges.

to complete and return regarding the allegations made in the complaint. With his disclosure during the April 17, 2013 telephone interview that he had not been convicted of a felony and that he had not lived in Florida until after September 2011², Respondent was asked to complete and return the questionnaire-affidavit and to provide information regarding his whereabouts in 1999.

18. On May 29, 2013, I telephoned Respondent for a follow-up interview to inquire about the status of the questionnaire-affidavit as the affidavit had not been returned³. During the telephone interview, I advised Respondent that records from the Putnam County Supervisor of Elections' office showed that he initially submitted a voter's registration in 1995 and records from the Polk County Sheriff's office indicate that he had been arrested multiple times⁴. To review the records from the Polk County Sheriff's relative to Respondent's arrests, refer to Exhibit 8.

19. Respondent again disputed that he had been arrested and reported that his mother had 15 children and that most of the male children went by "William" or "Bill" or some similar version. He added that he also has multiple nephews and that one of his nephews had been arrested before and in the past, his nephews' arrest has caused problems for him (Respondent). However, I advised him that records from the Polk County Sheriff's office indicate that "William Hardy White" with a date of birth as [REDACTED] [REDACTED] had been arrested on multiple occasions. He affirmed that his full name is William Hardy White and his date of birth is [REDACTED] [REDACTED]. Furthermore, I advised him that records also included his social security number. When asked, he affirmed his social security number as matching the records of the Polk County Sheriff's office.

20. As part of the telephone interview with Respondent, when confronted with the disclosure that records from the Polk County Supervisor of Elections' office indicate that he had been arrested multiple times, Respondent asked, "Let's assume that I have been convicted of a felony, what's next?" Respondent was advised of the investigative process and that he could face possible civil fines for violations of Chapter 104, Florida Statutes. Respondent then suggested, "You go ahead and do what you have to do and if I need to, I'll get an attorney in the end." In addition, Respondent acknowledged that he voted in the November 2012 General Election and that he completed and signed the voter application (Exhibit 2).

21. In a letter dated April 29, 2013, from Linda Postorino, Assistant Bureau Chief with Admission and Release, for the Florida Department of Corrections, every inmate released from incarceration is given a "release packet." Ms. Postorino's letter advised that the "release packet" includes a two-page letter from the Office of Executive Clemency relative to the Restoration of Civil Rights. The first paragraph of the letter advises the recipient, "AS A CONVICTED FELON, YOU CAN NOT VOTE, SERVE ON A JURY, OR HOLD PUBLIC

² In a subsequent telephone interview on May 29, 2013, Respondent reported that he earlier lived in St. Lucie County but that he moved to New Jersey sometime around 1996 or 1997 and he lived in New Jersey until moving back to Florida sometime after September 2001.

³ Because Respondent did not provide information regarding his whereabouts in 1999, I was unable to corroborate his claim that he did not move back to Florida until after September 2001.

⁴ According to records from the Polk County Sheriff's office, one of the arrests was for the forgery charge as reflected in the judgment (Exhibit 1).

OFFICE UNTIL YOUR CIVIL RIGHTS HAVE BEEN RESTORED BY THE FLORIDA BOARD OF EXECUTIVE CLEMENCY.” Ms. Postorino added that this “release packet” given to an offender is documented in their offender based database system as well as marked on the Inmate Record of Discharge. To review the letter from Ms. Postorino and the letter regarding the restoration of civil-rights, refer to Exhibit 9.

22. No record was found to indicate that Respondent has previously violated this section of the election laws.

III. Alleged Violation of Section 104.011(2), Florida Statutes:

23. I investigated whether Respondent violated this section of the election laws by submitting false voter registration information.

24. As per paragraph four, Complainant reported that Respondent voted in the November 2012 general election even though he was convicted of a felony.

25. As per paragraph five, Complainant offered a copy of a “Judgment” from the Tenth Judicial Circuit in and for Polk County.

26. As per paragraph six, Complainant provided a copy of the Florida Voter Registration Application that Respondent completed and mailed to the supervisor of elections office.

27. As per paragraph six, Section B of the application includes the statement: “I affirm that I am not a convicted felon, or if I am, my right to vote has been restored.” Next to the statement is a hand-written check-mark signifying that Respondent affirms that he is not a convicted felon or that if he is his right to vote has been restored. To review the voter application, refer to Exhibit 2.

28. As per paragraph 10, Respondent’s civil rights have not been restored nor does the Office of Executive Clemency have any record of a pending application for clemency in Respondent’s name. To review the letter from Julia McCall, refer to Exhibit 6.

29. As per paragraph 11, Respondent did not submit a response to the complaint. As per paragraph 18, Respondent did not return a questionnaire-affidavit.

30. As per paragraph 20, in a telephone interview on May 29, 2013, Respondent acknowledged that he voted in the November 2012 General Election and that he signed the voter application card.

31. No record was found to indicate that Respondent has previously violated this section of the election laws.

IV. Alleged Violation of Section 104.15, Florida Statutes:

32. I investigated whether Respondent violated this section of the election laws when he voted in an election while knowing he is not a qualified elector.

33. As per paragraph eight, Respondent's signature was captured when he signed the signature pad on the EVID, while at the early-voting site. To review a copy of Respondent's signature as captured on the EVID, refer to Exhibit 4.

34. As per paragraph nine, Complainant attested in an affidavit that Respondent participated in early-voting when he voted on October 27, 2012. To review Complainant's affidavit, refer to Exhibit 5.

35. As per paragraph 11, Respondent did not submit a response to the complaint. As per paragraph 18, Respondent did not return a questionnaire-affidavit.

36. As per paragraph 20, in a telephone interview on May 29, 2013, Respondent acknowledged that he voted in the November 2012 General Election and that he signed that voter registration application card.

37. No record was found to indicate that Respondent has previously violated this section of the election laws.

V. FEC History:

38. Respondent has no prior history with the Florida Elections Commission.

Conclusion:

39. On June 3, 2013, I interviewed Respondent for the purpose of providing him with a brief overview of the case and to offer him an opportunity for comments or to ask questions about the case. Respondent did ask some questions but his questions did not pertain to the specifics of the case and were more general in nature.

Respectfully submitted on June 3, 2013



Keith Smith
Investigation Specialist

Current address of Respondent

Mr. William H. White
1005 Fullwood Avenue
Crescent City, Florida 32112

Current address of Complainant

The Honorable Charles L. Overturf, III
2509 Crill Avenue – Suite 900
Palatka, Florida 32177

Name and Address of Filing Officer:

The Honorable Charles L. Overturf, III
Putnam County Supervisor of Elections
2509 Crill Avenue – Suite 900
Palatka, Florida 32177

Copy furnished to: Mr. David Flagg, Investigations Manager

FLORIDA ELECTIONS COMMISSION
REPORT OF INVESTIGATION
William H. White -- FEC 13-046

LIST OF EXHIBITS	
Exhibits #s	Description of Exhibits
Exhibit 1	Copy of Judgment
Exhibit 2	Respondent's voter application
Exhibit 3	Copy of Oath
Exhibit 4	Respondent's signature captured on the EVID
Exhibit 5	Affidavit of Supervisor of Election
Exhibit 6	Statement from Julia McCall
Exhibit 7	Copy of form executed by Respondent
Exhibit 8	Records from Polk County Sheriff's office
Exhibit 9	Cover-letter from Linda Postorino and Restoration of civil rights letter

IN THE CIRCUIT COURT, 10TH JUDICIAL
CIRCUIT, IN AND FOR POLK COUNTY,
FLORIDA
DIVISION: 5
CASE NUMBER: CF99-01118A-XX
D.C. NUMBER: 375444
DBTS NUMBER: 8888888888

STATE OF FLORIDA
VS.
WILLIAM HARDY WHITE

J U D G M E N T

THE DEFENDANT WILLIAM HARDY WHITE
BEING PERSONALLY BEFORE THIS COURT REPRESENTED BY JOSHUA E. SCHOEN, APD
HIS ATTORNEY OF RECORD, AND THE STATE REPRESENTED BY ROGER BRETT
ASSISTANT STATE'S ATTORNEY, AND HAVING

ENTERED A PLEA OF NOLO CONTENDERE TO THE FOLLOWING CRIME(S):

COUNT	CRIME	OFFENSE STATUTE NUMBER(S)	DEGREE OF CRIME
001	FORGERY	831.01	F3 42
002	UTTER FORGED INSTRUMENT	831.02	F3 42
003	PETIT/RETAIL THEFT	812.014 (3A)	M2

FILED AND RECORDED
BOOK 0232 PAGE 1126
JUN - 7 1999
RICHARD W. WEISS, CLERK
BY _____

X AND NO CAUSE BEING SHOWN WHY THE DEFENDANT SHOULD NOT BE ADJUDICATED
GUILTY, IT IS ORDERED THAT THE DEFENDANT IS HEREBY ADJUDICATED GUILTY OF THE
ABOVE CRIME(S).

AND PURSUANT TO SECTION 943.325, FLORIDA STATUTES, HAVING BEEN CONVICTED
OF ATTEMPTS OR OFFENSES RELATING TO SEXUAL BATTERY (CH. 794) OR LEWD AND
LASCIVIOUS CONDUCT (CH. 800); INDECENT EXPOSURE, 782.04-MURDER,
784.045-AGGRAVATED BATTERY, 812.133-CARJACKING, OR 812.135-HOME INVASION
ROBBERY, THE DEFENDANT SHALL BE REQUIRED TO SUBMIT BLOOD SPECIMENS.

AND GOOD CAUSE BEING SHOWN, IT IS ORDERED THAT ADJUDICATION OF GUILT BE
WITHHELD. (TO BE CHECKED ONLY IF DEFENDANT IS FINGERPRINTED)

EXHIBIT
PAGE _____ OF _____

CASE NUMBER CF99-01118A-XX

NAME WILLIAM HARDY *White*

S.S. # _____

FINGERPRINTS OF DEFENDANT

FINGERPRINTS TAKEN BY:

[Signature]
NAME AND TITLE

DONE AND ORDERED IN OPEN COURT AT BARTOW, POLK COUNTY, FLORIDA, THIS

7th DAY OF JUNE A.D., 1999 I

HEREBY CERTIFY THAT THE ABOVE AND FOREGOING FINGERPRINTS ARE THE FINGERPRINTS OF THE DEFENDANT, WILLIAM HARDY WHITE, AND THAT THEY WERE

PLACED THEREON BY SAID DEFENDANT IN MY PRESENCE IN OPEN COURT THIS DATE.

XX Cts. 1 & 2 - DEFENDANT SENTENCED TO 8 MONTHS IN POLK COUNTY JAIL, EACH COUNT CONCURRENT & CONCURRENT WITH CF99-00287A-XX. TO BE GIVEN CREDIT FOR ALL TIME SERVED.

XX Ct. 3 - DEFENDANT SENTENCED TO TIME SERVED.

FILED AND RECORDED

BOOK 033 PAGE 1127

JUN -7 1999

RICHARD M. WEISS, CLERK

JUDGE

[Signature]
DONALD G. JACOBSEN

EXHIBIT 1 (pg 2 of 2)

SP _____ PAGE _____ OF _____

Florida Voter Registration Application

Form 105 (Rev. 11/15) F.A.C. (11) 11.05(1)

The above data is responsible estate form is available at
http://www.flcourts.gov/forms/105.pdf

This is: New Registration Record Update/Change (e.g., Address, Party Affiliation, Name, Signature) Request to Reprint Voter Information Card

A Are you a citizen of the United States of America? YES NO

B I affirm that I am not a convicted felon, or if I am, my right to vote has been restored.
C I affirm that I have not been adjudicated mentally incapacitated with respect to voting, or, if I have, my right to vote has been restored.

D Date of Birth (Use format MM-DD-YYYY) 03-20-1945 FVRS No: 120133491

Florida Driver License (FL DL) or Florida Identification (FL ID) Card Number: W300-920-45-100-0
If no FL DL or FL ID that provide: 3082 I have NONE of these numbers.

Last Name: WHITE First Name: WILLIAM Middle Name or Initial: HARDY Name Suffix: _____

Address Where You Live (legal residence no P.O. Box): 1005 Fullwood Ave Apt./Suite: _____ City: Crescent City County: Putnam Zip Code: 32112

Mailing Address (if different from above address): _____ Apt./Suite: _____ City: _____ State or Country: _____ Zip Code: _____

Address Where You Were Last Registered to Vote: _____ Apt./Suite: _____ City: _____ State: _____ Zip Code: _____

Former Name (if name to be changed): _____ Gender: M F State or Country of Birth: FL Telephone No. (optional): _____

Party Affiliation (Check only one. If left blank, you will be registered without party affiliation)
 Florida Democratic Party
 Republican Party of Florida
 No party affiliation
 Minor political party (print name): _____

Race/Ethnicity (Check only one)
 American Indian/Alaskan Native
 Asian/Pacific Islander
 Black or of Hispanic Origin
 Hispanic
 White, not of Hispanic Origin
 Other: _____
 Multi-racial

Active Uniformed Services, Merchant Marine, or Overseas U.S. Citizen (Check only one if applicable)
 Active duty uniformed sea/merchant marine
 Family member of active duty uniformed services or merchant marine member
 U.S. Citizen Residing Outside U.S.

I will need assistance with voting.
 I am interested in becoming a poll worker.

F I do solemnly swear (or affirm) that I will protect and defend the Constitution of the United States and the Constitution of the State of Florida. I am qualified to register as an elector under the Constitution and laws of the State of Florida, and that all information provided in this application is true.

SIGN/ MARK HERE William A. White

DETACH RETURN ENVELOPE HERE ▼ MDISE ENFOLD FOLD OVER FLAP TO SEAL RETURN ENVELOPE ▼ DETACH RETURN ENVELOPE HERE

EXHIBIT

2

**WHEN SIGNING THE SIGNATURE PAD, YOU ARE AFFIRMING
THE FOLLOWING:**

I, _____, am a qualified elector in this election and a registered voter of Putnam County Florida. I do solemnly swear (or affirm) that I am the person so listed on the voter registration rolls of Putnam County and that I reside at the listed address. I understand that if I commit or attempt to commit fraud in connection with voting, vote a fraudulent ballot, or vote more than once in an election I could be convicted of a felony of the third degree and both fined up to \$5,000 and imprisoned for up to 5 years. I understand that my failure to sign this certificate invalidates my ballot.

EXHIBIT _____

3

120133491

White, William H

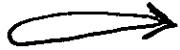
1005 Fullwood Ave , Crescent City, 32112

Election 128

2012 General Election

Nov/06/2012

- Voting Status
- Voted Absentee
 - Voted at Polls
 - Voted at Polls by Provisional Ballot
 - Voted Early
 - Voted Early by Provisional Ballot
 - Absentee Ballot Not Counted
 - Provisional Ballot Not Counted
 - Eligible but did not Vote
 - Not Eligible to Vote in Election



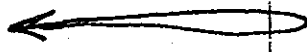
Next

Previous

Close

EVID Captured Signature

William H White



Check in at 10/27/12 09:18 AM



EXHIBIT 4

AFFIDAVIT
Case Number FEC 13-046

RECEIVED

2013 MAR 22 A 10:22

STATE OF FLORIDA
County of Putnam

STATE OF FLORIDA
ELECTIONS COMMISSION

Charles Overturf, being duly sworn, says:

1 This affidavit is made upon my personal knowledge.

2 I am of legal age and competent to testify to the matters stated herein I am currently employed by Putnam County Elections Office as Supervisor of Elections

3 According to our records, William H. White first registered to vote on May 25, 1995.

4 Once our office received notification of Mr. White's conviction, we removed him from our list of registered voters on August 12, 2009.

5 On September 5, 2012, our office received through the mail, Mr. White's application to register to vote A copy of the application is identified as Attachment A

6 According to our records, Mr White participated in early-voting as he voted on October 27, 2012

7 The document identified as Attachment B, titled "Voting History Maintenance," shows the signature which was captured when Mr White signed the signature pad on the EVID—the Electronic Voter Identification Device.

EXHIBIT

5 (pg. 1 of 2)

8 The document identified as Attachment C is an Oath, which was printed on a laminated sheet of paper, was positioned on the table in plain view, next to the signature pad for the EVID.

I HEREBY SWEAR OR AFFIRM THAT THE FOREGOING INFORMATION IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

Charles J. Crutcher, III
Signature of Affiant

Sworn to (or affirmed) and subscribed before me this 18th day of

March, 2013

Kim M. Hankemeyer
Signature of Notary Public - State of Florida
Print, Type, or Stamp Commissioned Name of Notary Public



KIM MARIE HANKEMEYER
Notary Public, State of Florida
My Comm. Expires June 27, 2015
Comm. No. EE 106100

Personally Known or Produced Identification

Type of Identification Produced: _____

Case Investigator KS

EXHIBIT 5 (pg. 2 of 2)

STATE OF FLORIDA

RICK SCOTT, GOVERNOR, CHAIRMAN
PAM BONDI, ATTORNEY GENERAL



JEFF ATWATER, CHIEF FINANCIAL OFFICER
ADAM PUTNAM, COMMISSIONER OF AGRICULTURE

JULIA MCCALL, COORDINATOR

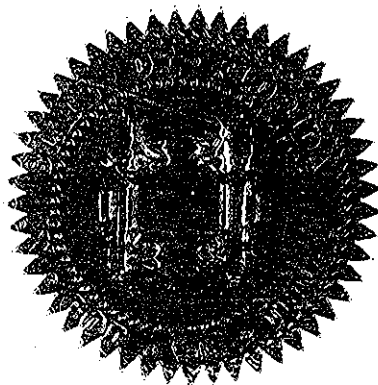
OFFICE OF EXECUTIVE CLEMENCY
4070 ESPLANADE WAY
TALLAHASSEE, FLORIDA 32399-2450
PHONE: (850) 488-2952; FAX: (850) 488-0695

STATE OF FLORIDA,
COUNTY OF LEON

I HEREBY CERTIFY that I, Julia McCall, am Coordinator of the Office of Executive Clemency of the State of Florida which is located in the Florida Parole Commission. I further certify that this seal is the official seal of the Florida Parole Commission. As Coordinator of the Office of Executive Clemency, I am custodian of the records of the clemency office. Staff has made a thorough search of the clemency records and there is no record of restoration of civil rights; specific authority to own, possess or use firearms; or a pardon of any kind, having been granted by the Governor and Cabinet of the State of Florida to **WILLIAM HARDY WHITE, DOB:** [REDACTED] in connection with a conviction in the State of Florida. In addition, there is no application pending for clemency at this time for the above-named person.

Julia McCall, Coordinator
Office of Executive Clemency
of the State of Florida
Florida Parole Commission

April 2, 2013



EXHIBIT

6

VOTER ACCEPTANCE OR DENIAL OF ELIGIBILITY

Failure to return this form within thirty (30) days may result in the removal of your name from the voter registration system.

PLEASE PRINT

VOTER REGISTRATION #: [120133491]

NAME OF VOTER: White William Hardy
LAST FIRST MIDDLE

DATE OF BIRTH: [REDACTED] SOCIAL SECURITY NUMBER: [REDACTED]

ADDRESS OF VOTER: 1005 Fullwood Ave.
Crescent City, Fla. 32112

PHONE NUMBER: (HOME) (386) 698-2885 (WORK) ()

SEX: MALE FEMALE RACE: African American

Please check the statement below that applies to you:

I agree with your information and do not require an Administrative hearing.

I am hereby requesting an Administrative hearing to present evidence of my eligibility to vote because of the following:

- I have never been charged or convicted of a felony.
- I had a felony arrest, but was not convicted in a court of law.
- I had a felony arrest, but the charge was reduced to a misdemeanor by the court.
- I was convicted of a felony, but adjudication was withheld by the court.
- I was convicted of a felony, but my civil rights in regards to voting, have been restored (must enclose a copy of your clemency certification.)

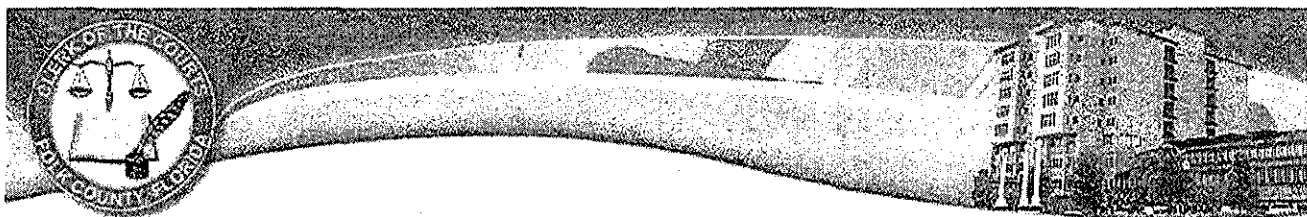
(FORM CANNOT BE ACCEPTED WITHOUT VALID SIGNATURE AND DATE)

SIGNATURE OF VOTER: William H. White

DATE: 12-21-12

FORMER SEE HELPS 12041104

EXHIBIT 7



Public County Search

Please enter values below and click the Search button.

[Click here to see the current range of case dates available using this service.](#)

- o Enter a date as either m/d/yy or mm/dd/yyyy; i.e. at least 1 month digit, 1 day digit and 2 year digits are required.
- o If a 2-digit year is provided, then the century assumed is such that the date is no more than 80 years in the past or 20 years in the future

Person Search

SSN: (Please enter numbers only, no spaces or dashes)

--OR--

Last Name: First Name MI/Middle Name: Birth Date:
 (mm/dd/yyyy)

From Date (mm/dd/yyyy): To Date (mm/dd/yyyy): Court Type:
 Felony (CF)
 County Ordinance (CO)
 Criminal Traffic (CT)
 Non-Criminal Infraction (IN)

- * You must enter at least 5 characters for the Last Name, unless you enter a First Name.
- * Entering a Date Range only will result in a Case List.
- * Number of days between From and To Date should be within 7 days if Name is blank.

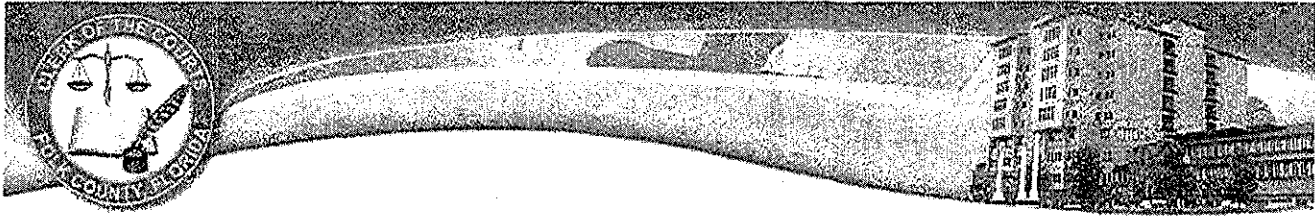
Case Search

Fields marked **red** are required

Year:
 Sequence:
 Court Type: -- Select --
 Party Identifier: %
 Branch Location: %

Disclaimer: Information presented on this system should be independently verified. The information is provided as a public service and not as an official record.

EXHIBIT 8 (pg 1 of 8)



Person Search Results

[New Search](#)

<input type="checkbox"/>	<input type="checkbox"/>	NAME	ADDRESS	SEX	RACE	CASES
<input type="checkbox"/>	<input checked="" type="checkbox"/>	WHITE, WILLIAM H	CRESCENT CITY, FL 321120000	M	B	38
<input type="checkbox"/>	<input type="checkbox"/>	WHITE WILLIAM HARDY	CRESCENT CITY, FL 321120000	M	B	1
<input type="checkbox"/>	<input type="checkbox"/>	WHITE, WILLIAM H	LAKE WALES, FL 33859	M	B	1
<input type="checkbox"/>	<input type="checkbox"/>	WHITE, WILLIAM H	CRESCENT CITY, FL 321120000	M	B	1
<input type="checkbox"/>	<input type="checkbox"/>	WHITE, WILLIAM H	FORT PIERCE, FL 349540221	M	B	1

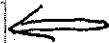
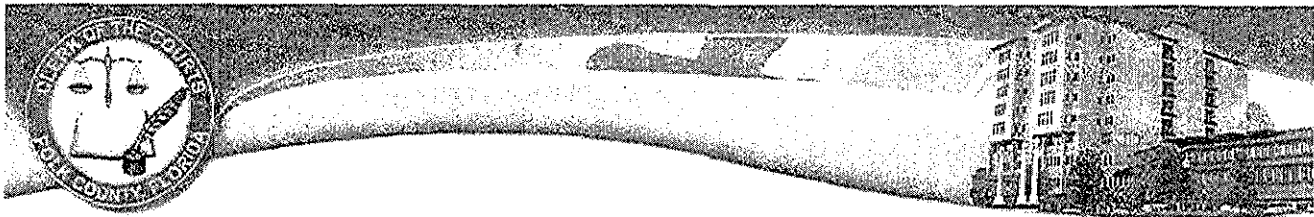


EXHIBIT 8 (pg 2 of 8)



Person Cases

[New Search](#)

NAME	ADDRESS	SEX	RACE	CASES
WHITE, WILLIAM H	CRESCENT CITY, FL 321120000	M	B	9
WHITE WILLIAM HARDY	CRESCENT CITY, FL 321120000	M	B	1

CASE NUMBER	FILE DATE	CASE TYPE	STATUS
<u>532008CF00200901XXXX</u> [CF08-002009-XX]	03/17/2008	FELONY	NO BILLED - TRANSFERRED

CHARGE SEQ#	STATUTE	STATUTE TEXT	DATE	PHASE
<u>001</u>	78703	INTERFERE WITH CUSTODY	05/05/2008	Prosecutor: Dropped/Abandoned
<u>002</u>	784048 2	STALKING	05/05/2008	Prosecutor: Dropped/Abandoned
<u>003</u>	36516 1B	MAKE HARASSING PHONE CALL	05/05/2008	Prosecutor: Transferred to Another Court
<u>004</u>	84302	RESIST/OBSTR OFFICER W/OUT VIOLENCE	05/05/2008	Prosecutor: Transferred to Another Court
<u>005</u>	82704 1	CONTRIB DELINQUENCY OR DEPENDENCY O	05/05/2008	Prosecutor: Transferred to Another Court

[STATE ATTORNEY=FRANKLIN ,SHARON DEFENDANT=WHITE, WILLIAM H DEFENDANT ATTORNEY=TROGOLO ,ROBERT JOHN]
[JUDGE=STARGEL, JOHN K]
LAST DOCKET DATE=05/15/2008
[\[Court Events | Finance Info | Docket Info\]](#)

CASE NUMBER	FILE DATE	CASE TYPE	STATUS
<u>532006CF00608101XXXX</u> [CF06-006081-XX]	08/09/2006	FELONY	CLOSED

CHARGE SEQ#	STATUTE	STATUTE TEXT	DATE	PHASE
<u>001</u>	812014 2E	PETIT THEFT (GRTR \$100, BUT LESS \$3	09/26/2007	Court: Adjudicated Guilty

[STATE ATTORNEY=GULA ,WILLIAM DEFENDANT=WHITE, WILLIAM H ATTORNEY=CHASTANG G CORY]
[JUDGE=CARPANINI, MARK]
LAST DOCKET DATE=02/09/2009 DISPOSITION DATE=09/26/2007
[\[Court Events | Finance Info | Docket Info\]](#)

CASE NUMBER	FILE DATE	CASE TYPE	STATUS
<u>532006CF00403801XXXX</u> [CF06-004038-XX]	06/02/2006	FELONY	FINE & FORFEITURE LIEN

CHARGE SEQ#	STATUTE	STATUTE TEXT	DATE	PHASE
<u>001</u>	812014 2E	PETIT THEFT (GRTR \$100, BUT LESS \$3	01/16/2007	Court: Adjudicated Guilty

[STATE ATTORNEY=GULA ,WILLIAM DEFENDANT=WHITE, WILLIAM H DEFENDANT ATTORNEY=MACK ,ROBERT MITCHELL ATTORNEY=CHASTANG G CORY]
[JUDGE=CARPANINI, MARK]

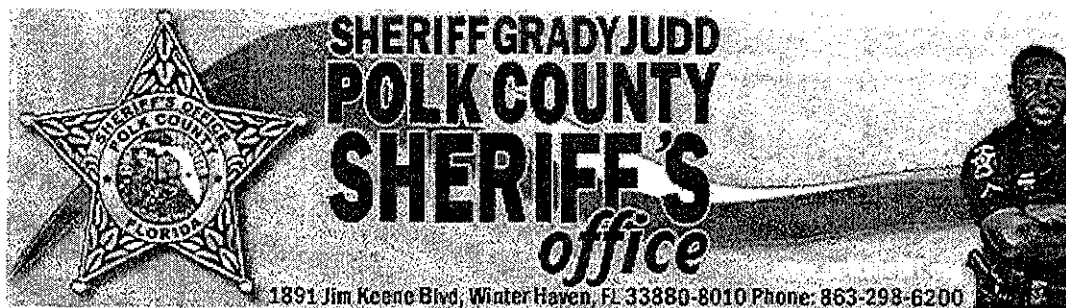
EXHIBIT 8 (pg 3 of 8)

REOPEN INFO: DATE=01/10/2008 REASON=Violation of probation/warrant/summons CLOSED DATE=02/01/2008				
LAST DOCKET DATE=02/10/2009 DISPOSITION DATE=01/16/2007				
[Court Events] [Finance Info] [Docket Info]				
532003CF00123701XXXX [CF03-001237-XX]	02/26/2003	FELONY	NOLLE PROSEQUI	
CHARGE SEQ#	STATUTE	STATUTE TEXT	DATE	PHASE
001	83205 4	OBT PROP BY WORTHLESS CHECK/DRAFT E	03/07/2005	Court: Pre-trial Diversion
[DEFENDANT=WHITE, WILLIAM H STATE ATTORNEY=CHIPMAN , HEATHER] [JUDGE=STARGEL, JOHN K]				
LAST DOCKET DATE=05/27/2005 DISPOSITION DATE=03/07/2005				
[Court Events] [Finance Info] [Docket Info]				
531999CF001118A0XXXX [CF99-01118A-XX]	02/17/1999	FELONY	CLOSED	
CHARGE SEQ#	STATUTE	STATUTE TEXT	DATE	PHASE
001	83101	FORGERY	06/07/1999	Court: Adjudicated Guilty
002	83102	UTTER FORGED INSTRUMENT	06/07/1999	Court: Adjudicated Guilty
003	812014 3A	PETIT/RETAIL THEFT	06/07/1999	Court: Adjudicated Guilty
[DEFENDANT ATTORNEY=SCHOEN , JOSHUA EVAN STATE ATTORNEY=ABDONEY , KEVIN DEFENDANT=WHITE, WILLIAM H] [JUDGE=JACOBSEN, DONALD G]				
LAST DOCKET DATE=09/28/2000 APPEAL DATE=06/25/1999 DISPOSITION DATE=06/07/1999				
[Court Events] [Finance Info] [Docket Info]				
531999CF000287A0XXXX [CF99-00287A-XX]	01/14/1999	FELONY	FINE & FORFEITURE LIEN	
CHARGE SEQ#	STATUTE	STATUTE TEXT	DATE	PHASE
001	83101	FORGERY	06/07/1999	Court: Adjudicated Guilty
002	83101	FORGERY	06/07/1999	Court: Adjudicated Guilty
003	83102	UTTER FORGED INSTRUMENT	06/07/1999	Court: Adjudicated Guilty
004	83102	UTTER FORGED INSTRUMENT	06/07/1999	Court: Adjudicated Guilty
005	812014 3A	PETIT THEFT (1ST OFFENSE)	06/07/1999	Court: Adjudicated Guilty
006	812014 3A	PETIT THEFT (1ST OFFENSE)	06/07/1999	Court: Adjudicated Guilty
[DEFENDANT ATTORNEY=SCHOEN , JOSHUA EVAN STATE ATTORNEY=ABDONEY , KEVIN DEFENDANT=WHITE, WILLIAM H] [JUDGE=JACOBSEN, DONALD G]				
LAST DOCKET DATE=09/28/2000 APPEAL DATE=06/25/1999 DISPOSITION DATE=06/07/1999				
[Court Events] [Finance Info] [Docket Info]				
531998CF006504A0XXXX [CF98-06504A-XX]	10/21/1998	FELONY	CLOSED	
CHARGE	STATUTE	STATUTE TEXT	DATE	PHASE

EXHIBIT 8 (pg 4 of 8)

SEQ#					
<u>001</u>	322212	UNAUTH USE/POSS:DRIVER LICENSE	06/07/1999	<u>Court: Adjudicated Guilty</u>	
<u>002</u>	322212	UNAUTH USE/POSS:DRIVER LICENSE	06/07/1999	<u>Court: Adjudicated Guilty</u>	
<u>003</u>	322212	UNAUTH USE/POSS:DRIVER LICENSE	11/19/1998	Prosecutor: Dropped/Abandoned	
<u>004</u>	84302	RESIST/OBSTR OFFICER W/OUT VIOLENCE	06/07/1999	<u>Court: Adjudicated Guilty</u>	
<u>005</u>	32234 5	DRIV W/LICENSE SUSP/REVOKED (H.T.O)	06/07/1999	<u>Court: Adjudicated Guilty</u>	
<u>006</u>	83102	UTTER FORGED INSTRUMENT	06/07/1999	<u>Court: Adjudicated Guilty</u>	
<u>007</u>	812014 3A	PETIT/RETAIL THEFT	06/07/1999	<u>Court: Adjudicated Guilty</u>	
<u>008</u>	83101	FORGERY	06/07/1999	<u>Court: Adjudicated Guilty</u>	
<u>009</u>	83102	UTTER FORGED INSTRUMENT	06/07/1999	<u>Court: Adjudicated Guilty</u>	
<u>010</u>	812014 3A	PETIT/RETAIL THEFT	06/07/1999	<u>Court: Adjudicated Guilty</u>	
<u>011</u>	83101	FORGERY	06/07/1999	<u>Court: Adjudicated Guilty</u>	
<p>[DEFENDANT ATTORNEY=SCHOEN ,JOSHUA EVAN STATE ATTORNEY=ABDONEY ,KEVIN DEFENDANT=WHITE,WILLIAM H] [JUDGE=JACOBSEN, DONALD G]</p> <p>LAST DOCKET DATE=01/28/2003 APPEAL DATE=06/25/1999 DISPOSITION DATE=06/07/1999</p> <p>[Court Events Finance Info Docket Info]</p>					
<p>531993CF004264A1XXXX [93665]</p> <p>09/29/1993</p> <p>CF</p> <p>CASE CLOSE</p>					
<p>CHARGE SEQ# STATUTE STATUTE TEXT DATE PHASE</p> <p><u>001</u> 83205 2 ISS/OBT PROP W/CHECK 02/11/1994 <u>Court: Adjudicated Guilty</u></p>					
<p>[DEF=WHITE WILLIAM HARDY PUBLIC DEFENDER=SCHOEN JOSHUA EVAN DEFENDANT=WHITE,WILLIAM H STATE ATTORNEY=SANOBA KARIE L] [JUDGE=HARLAN, BETH]</p> <p>REOPEN INFO: DATE=10/21/1998 REASON=Violation of probation/warrant/summons CLOSED DATE=06/07/1999</p> <p>LAST DOCKET DATE=04/07/2004 APPEAL DATE=06/25/1999 DISPOSITION DATE=02/11/1994</p> <p>[Court Events Finance Info Docket Info]</p>					
<p>531978CF002474A1XXXX [CF78-2474A1-XX]</p> <p>09/14/1978</p> <p>FELONY</p> <p>CLOSED</p>					
<p>CHARGE SEQ# STATUTE STATUTE TEXT DATE PHASE</p> <p><u>001</u> 9992999 AGG BATTERY 09/14/1978 Charged</p>					
<p>[DEFENDANT=WHITE,WILLIAM H]</p> <p>LAST DOCKET DATE=11/15/1978</p> <p>[Court Events Finance Info Docket Info]</p>					

EXHIBIT 8 (pg 5 of 8)



Sheriff Grady Judd News Room Inside PCSO Fugitives & Offenders Careers Animal Control Citizen Info Crime Prevention Inquiries

www.polksheriff.org > **Inquiries**

Jail Information Inquiries

Disclaimer: Information posted on this web site is provided for informational purposes only. It is subject to change and is made to ensure that the posted information is accurate, it may contain factual or other errors. Inmate information does not reflect the current information. An arrest does not mean that the inmate has been convicted of the crime. This information on this web site should not be used for any type of legal action.

Any information regarding case dispositions must be obtained from the Polk County Clerk of the Court.

For statewide criminal history information, please contact the Florida Department of Law Enforcement, Public Records

How Released Abbreviations	
CBN - Cash Bond	SBN - Surety Bond
CFRMC - Cent Fla Reception and Med Ctr	STPR - State Prison
PROB - Probation	TISR - Time Served
PTR - Pre-Trial Release	TRAN - Transferred
REL - Released	TTY - Teletype
ROR - Rel on Own Recognizance	

Search for Past and Present Inmates (Note: Photos not available prior to 1994)

<p>Search by Name (partial last name required)</p> <p>Last Name: <input type="text" value="white"/></p> <p>First Name: <input type="text" value="william"/></p> <p>Show only current <input type="checkbox"/></p> <p>Show AKA <input type="checkbox"/></p> <p><input type="button" value="Search"/></p>	<p>Search by Booking Date</p> <p>April 19 2013</p> <p><input type="button" value="Search"/></p>	<p>Sea</p> <p>AKA</p> <p>AKA</p> <p>Boo</p> <p>S</p>
--	--	--

Date of Search: 4/19/2013 9:33:20 AM ET

You searched for: Last Name = white, First Name = [REDACTED] Show Only Current = No, Show AKA = No

Booking Number	Name	RS	Entry Date	Rel Date	Location
1988-012253	WHITE, WILLIAM	BM	11/10/88	11/10/88	OUT OF COUNTY
1997-001659	WHITE, WILLIAM	WM	01/25/97	05/04/97	
1997-023559	WHITE, WILLIAM	BM	12/20/97	12/22/97	
1998-023383	WHITE, WILLIAM	WM	11/25/98	06/15/99	
2007-013436	WHITE, WILLIAM	WM	06/03/07	06/04/07	
2007-015098	WHITE, WILLIAM	BM	06/22/07	08/16/07	TRANSFERRED TO BOOK
2008-000746	WHITE, WILLIAM	BM	01/10/08	02/22/08	

EXHIBIT (pg. 6 of 8)

2002-018504	WHITE, WILLIAM EARL	WM	08/27/02	08/27/02	
2003-003113	WHITE, WILLIAM EARL	WM	02/13/03	03/08/03	TRANSFERRED TO BOOK:
2005-017630	WHITE, WILLIAM EARL	WM	07/24/05	07/25/05	
2011-022388	WHITE, WILLIAM EARL	WM	09/22/11	09/23/11	
2011-025409	WHITE, WILLIAM EARL	WM	10/29/11	02/18/12	
2013-006041	WHITE, WILLIAM EARL	WM	03/14/13	03/16/13	TRANSFERRED TO BOOK:
1988-010185	WHITE, WILLIAM EDGAR	WM	09/23/88	10/11/88	
1994-010476	WHITE, WILLIAM H	BM	07/19/94	08/24/94	
1994-017787	WHITE, WILLIAM H	BM	12/01/94	12/02/94	
1989-013231	WHITE, WILLIAM HARDY	BM	10/04/89	10/04/89	
1993-003408	WHITE, WILLIAM HARDY	BM	03/10/93	03/13/93	
1993-017403	WHITE, WILLIAM HARDY	BM	12/31/93	03/18/94	TRANSFERRED TO BOOK:
1995-011602	WHITE, WILLIAM HARDY	BM	07/17/95	10/06/95	TRANSFERRED TO BOOK:
2007-001151	WHITE, WILLIAM HARDY	BM	01/12/07	01/14/07	
2008-006358	WHITE, WILLIAM HARDY	BM	03/14/08	03/15/08	
1995-003886	WHITE, WILLIAM HAROLD	WM	03/09/95	10/22/95	
1996-000593	WHITE, WILLIAM HAROLD	WM	01/10/96	01/11/96	
1996-003542	WHITE, WILLIAM HAROLD	WM	02/27/96	04/16/96	
2000-009040	WHITE, WILLIAM JERMAINE	BM	05/03/00	05/04/00	
2000-022757	WHITE, WILLIAM LEONARD	WM	11/04/00	11/04/00	
1996-000171	WHITE, WILLIAM ROBERT	WM	01/04/96	01/04/96	
1991-017351	WHITE, WILLIAM RUSSELL	WM	11/29/91	11/29/91	
2011-008783	WHITE, WILLIAM SHANE	WM	04/16/11	04/19/11	
1997-003043	WHITE, WILLIAM STEVEN	WM	02/14/97	02/16/97	TRANSFERRED TO BOOK:
1998-000952	WHITE, WILLIAM THOMAS	WM	01/14/98	01/15/98	
1998-003103	WHITE, WILLIAM THOMAS	WM	02/15/98	02/15/98	
1998-004616	WHITE, WILLIAM THOMAS	WM	03/07/98	03/08/98	
1998-009200	WHITE, WILLIAM THOMAS	WM	05/11/98	05/11/98	
1998-011177	WHITE, WILLIAM THOMAS	WM	06/08/98	06/09/98	
2001-005673	WHITE, WILLIAM THOMAS	WM	03/13/01	06/15/01	TRANSFERRED TO BOOK:
2001-022532	WHITE, WILLIAM THOMAS	WM	10/10/01	10/23/01	TRANSFERRED TO BOOK:
2002-011663	WHITE, WILLIAM THOMAS	WM	05/30/02	10/05/02	
2003-007231	WHITE, WILLIAM THOMAS	WM	04/06/03	04/06/03	TRANSFERRED TO BOOK:
2003-008426	WHITE, WILLIAM THOMAS	WM	04/21/03	04/21/03	
2003-011388	WHITE, WILLIAM THOMAS	WM	05/28/03	07/07/03	
1992-012258	WHITE, WILLIAM V	WM	08/19/92	08/19/92	
1992-014514	WHITE, WILLIAM VERYL	WM	10/02/92	10/02/92	
1992-016781	WHITE, WILLIAM VERYL	WM	11/17/92	12/02/92	
1998-007831	WHITE, WILLIAM VERYL	WM	04/21/98	04/22/98	TRANSFERRED TO BOOK:
2000-017384	WHITEHEAD, WILLIAM WESLEY	WM	08/22/00	08/23/00	TRANSFERRED TO BOOK:
1992-011045	WHITEHOUSE, WILLIAM JAMES	WM	07/24/92	07/24/92	

Total Records: 48

EXHIBIT 8 (pg. 7 of 8)



FLORIDA
DEPARTMENT of
CORRECTIONS

Governor
RICK SCOTT

Secretary
MICHAEL D. CREWS

An Equal Opportunity Employer

501 South Calhoun Street, Tallahassee, FL 32399-2500

<http://www.dc.state.fl.us>

April 29, 2013

Keith Smith
Florida Elections Commission
107 West Gaines Street-Suite 224
Tallahassee, FL 32399-1050

Dear Mr. Smith:

This is in response to your request regarding the Department's policy in providing information to inmates regarding the restoration of civil rights.

On May 10, 2011, the Department of Corrections implemented the latest version of the information form "Restoration of Civil Rights, pardons, Pardons without Firearm Authority, Firearm Authority, Remission of Fines and Forfeitures" (effective March 9, 2011) to be included in the "release packet" provided to every inmate released from incarceration. When an inmate is within 14-7 days prior to release, the release officer reviews and instructs inmates on various release forms which includes the restoration of civil rights information letter. This information is documented on our offender based database system as well as marked on the Inmate Record of Discharge. For inmates housed in a county jail at time of release, the information page is provided and requires a signature since a release officer is not present at the jail to provide the inmate with a "release packet".

If the Department can be of further assistance, please feel free to contact this office.

Sincerely,

Linda Postorino
Assistant Bureau Chief
Admission and Release

c: Lee Adams, Chief, Bureau of Admission and Release

EXHIBIT

9 (pg. 1 & 3)

STATE OF FLORIDA



RICK SCOTT, GOVERNOR, CHAIRMAN
PAM BONDI, ATTORNEY GENERAL

JEFF ATWATER, CHIEF FINANCIAL OFFICER
ADAM PUTNAM, COMMISSIONER OF AGRICULTURE

JULIA McCALL, COORDINATOR

OFFICE OF EXECUTIVE CLEMENCY
4070 ESPLANADE WAY
TALLAHASSEE, FLORIDA 32399-2450
PHONE: (850) 488-2952; FAX: (850) 488-0695

**RESTORATION OF CIVIL RIGHTS,
PARDONS, PARDONS WITHOUT FIREARM AUTHORITY, FIREARM AUTHORITY, REMISSION
OF FINES AND FORFEITURES**
Effective March 9, 2011

AS A CONVICTED FELON, YOU CANNOT VOTE, SERVE ON A JURY, OR HOLD PUBLIC OFFICE UNTIL YOUR CIVIL RIGHTS HAVE BEEN RESTORED BY THE FLORIDA BOARD OF EXECUTIVE CLEMENCY

This information pertains to Restoration of Civil Rights and all other forms of clemency with the exception of Commutation of Sentence requests. A Request for Review (Form 1502) must be completed for the Commutation of Sentence process. This application is available on our website, <https://fpc.state.fl.us/Clemency.htm> or you may request this application by calling our office at (850) 488-2952.

Restoration of Civil Rights cases are divided into two categories: Without a Hearing (Rule 9.A.) and With a Hearing (Rule 10.A.) You may visit our website for more detailed information regarding the list of offenses that determine which category your case will be processed.

RESTORATION OF CIVIL RIGHTS WITHOUT A HEARING CASES: This type of investigation is designed to process less serious offenses and requires that 5 years have passed since the date of completion of all sentences and conditions of supervision imposed for all felony convictions, and you must remain crime and arrest free for 5 years prior to being reviewed by the Florida Parole Commission. You are also required to provide certified court documents for EACH felony conviction with the application before it will be entered into our system. A certified court document is a copy of the original document on file with the applicable agency (Clerk of Court, State Attorney's Office, Law Enforcement Agency, etc.) which bears the Clerk's original signature and seal attesting that the document is a true and correct copy of the original. The court documents can be obtained from the Clerk of Court in the county where the offense occurred and consist of the charging document (often referred to as the State Attorney Information or Indictment), Judgment; and Sentence/Community Control/Probation Order.

RESTORATION OF CIVIL RIGHTS WITH A HEARING CASES: This type of investigation is designed to process the more serious offenses and requires that 7 years have passed since the date of completion of all sentences and conditions of supervision imposed for all felony convictions. You are also required to provide certified court documents for EACH felony conviction with the application before it will be entered into our system. The court documents can be obtained from the Clerk of Court in the county where the offense occurred as stated above.

During the investigative phase, the Executive Clemency Board will consider, but not be limited to, the following factors when determining whether to grant an applicant restoration of civil rights or other form of clemency.

- The nature and circumstances of the offense,
- Prior and subsequent criminal record, including traffic offenses,
- Employment history
- Mental health, drug or alcohol issues

EXHIBIT

9 (pg 2 of 3)

- Domestic violence issues
- Letters submitted in support of, or in opposition to, the granting of executive clemency

The information this agency requests from you is necessary to provide the basic facts needed by the Clemency Board to make an informed judgment as to whether or not you should be granted Restoration of Civil Rights or any other form of clemency. You are under no obligation to furnish any information. However, unless you do provide us with this information, we will be unable to provide complete information to the Clemency Board.

If your request requires a hearing, you will be scheduled to meet with an Examiner of the Florida Parole Commission, who is assigned the investigative phase by the Clemency Board for an interview. This Examiner may also speak with individuals who have written character or reference letters, employers, and other individuals who may be able to provide relevant information concerning you.

If you are granted Restoration of Civil Rights based on the Without a Hearing investigation, you will be sent a Certificate of Restoration of Civil Rights to the address on file.

If the Clemency Board grants an application regarding a With A Hearing case, an Executive Order will be prepared, signed by the Clemency Board members, and a copy mailed to you.

PARDON OR PARDON WITHOUT FIREARM AUTHORITY: The Rules require that you must have completed all sentences imposed and all conditions of supervision have expired or been completed, for a period of no less than 10 years. You may not have any outstanding detainers or pending charges, owe restitution, or have any pecuniary penalties or liabilities which total more than \$1,000 and result from any criminal conviction or traffic infraction. This form of clemency requires an in-depth interview with an Examiner of the Florida Parole Commission. Individuals convicted in a federal, military, or out-of-state court are not eligible to apply.

FIREARM AUTHORITY: The Rules require that you must have completed all sentences imposed and all conditions of supervision have expired or been completed, for a period of no less than 8 years. You may not have any outstanding detainers or pending charges, owe restitution, or have any pecuniary penalties or liabilities which total more than \$1,000 and result from any criminal conviction or traffic infraction. This form of clemency requires an in-depth interview with an Examiner of the Florida Parole Commission. Individuals convicted in a federal, military, or out-of-state court are not eligible to apply.

The fact that your rights have been granted is public record. Whether you have filed an application and the case is still pending investigation is not public information. Executive clemency files are maintained to provide for the exercise of the Governor and Cabinet's Constitutional clemency power and are routinely made available to them, members of their staff and other officials concerned with these proceedings. The Governor is the only person who can release information regarding an individual's clemency and can do so when required by law or to further the ends of justice.

ADDITIONAL INFORMATION:

You will not be eligible for any form of clemency if: you owe restitution, have pending criminal charges, or outstanding detainers or warrants.

You are not required to appear with an attorney.

All information submitted to the Office of Executive Clemency becomes the property of this office and **will not be returned**. Keep copies of any paperwork you may need in the future.

Any eligible person who has been **granted** or **denied** any form of executive clemency may not apply for further executive clemency for at least **2 years** from the date that such action became final. A Request for Review of a Commutation of Sentence requires a **5 year** waiting period before applying again.

AFFIDAVIT OF BACKGROUND INFORMATION
Case Number: FEC 13-046

STATE OF FLORIDA
County of Putnam

William H. White, being duly sworn, says:

1. This affidavit is made upon my personal knowledge.

2. I am of legal age and competent to testify to the matters stated herein. I am currently employed by _____ as _____

3. Have you ever run for public office? If so, please name the office(s) you ran for and the date(s) of the election(s) you ran in.

4. Have you ever been appointed to act as a campaign treasurer for a candidate? If so, please name the candidate(s) you served as treasurer, the office(s) the candidate ran for, and the dates of the election(s).

5. Have you ever held the office of chairperson or treasurer for a political committee? If so, please list the names and addresses of the committees and dates when you held the position.

6. Have you ever held the office of chairperson or treasurer for a committee of continuous existence? (Committee of continuous existence is defined in Section 106.04, Florida Statutes) If so, please list the name and addresses of the committees and dates when you held the position.

7. Have you ever prepared or signed a campaign treasurer's report? If so, please list the name of the candidate or committee whose report you prepared or signed

8. What action have you taken to determine your responsibilities under Florida's election laws?

9. Do you possess a copy of Chapter 106, Florida Statutes? Yes No

10. If so, when did you first obtain it? _____

11. Have you read Chapter 106, Florida Statutes? Yes No

12. Do you possess a copy of Chapter 104, Florida Statutes? Yes No

13. If so, when did you first obtain it? _____

14. Have you read Chapter 104, Florida Statutes? Yes No

15. Do you possess a copy of the *Handbook for Candidates*? Yes No

16. If so, when did you first obtain it? _____

17. Have you read the *Handbook for Candidates*? Yes No

18. Enclosed, please find a copy of the VOTER ACCEPTANCE OR DENIAL OF ELIGIBILITY form that was submitted to the Putnam County Supervisor of Elections office. Were you responsible for completing this form? () No () Yes. Did you sign this form? () No () Yes

19. According to this form, it appears to be your position that you had a felony arrest but you were not convicted in a court of law. Is this your position? () No () Yes. If no, please explain otherwise.

20. How did you come to the conclusion that you were never convicted in a court of law?

21. Did you seek advice from an attorney in an effort to determine whether or not your position was correct? () No () Yes. If yes, please list the name, address and telephone number of the attorney from whom you sought advice and briefly describe the conversation.

22. Enclosed, please find a copy of a Judgment filed and recorded on June 7, 1999 in the Tenth Judicial Circuit. Did you possess a copy of this judgment? () No () Yes.

I HEREBY SWEAR OR AFFIRM THAT THE FOREGOING INFORMATION IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

Signature of Affiant

Sworn to (or affirmed) and subscribed before me this _____ day of _____, 201_____

Signature of Notary Public - State of Florida

Print, Type, or Stamp Commissioned Name of Notary Public

Personally Known _____ or Produced Identification _____

Type of Identification Produced: _____

VOTER ACCEPTANCE OR DENIAL OF ELIGIBILITY

Failure to return this form within thirty (30) days may result in the removal of your name from the voter registration system.

PLEASE PRINT

VOTER REGISTRATION #: [120133491]

NAME OF VOTER: White William Hardy
LAST FIRST MIDDLE

DATE OF BIRTH: [REDACTED] SOCIAL SECURITY NUMBER: [REDACTED]

ADDRESS OF VOTER: 1005 Fullwood Ave.
Crescent City, Fla. 32112

PHONE NUMBER: (HOME) (386) 698-2885 (WORK) ()

SEX: MALE FEMALE RACE: African American

Please check the statement below that applies to you:

I agree with your information and do not require an Administrative hearing.

I am hereby requesting an Administrative hearing to present evidence of my eligibility to vote because of the following:

- I have never been charged or convicted of a felony.
- I had a felony arrest, but was not convicted in a court of law.
- I had a felony arrest, but the charge was reduced to a misdemeanor by the court.
- I was convicted of a felony, but adjudication was withheld by the court.
- I was convicted of a felony, but my civil rights in regards to voting, have been restored (must enclose a copy of your clemency certification.)

(FORM CANNOT BE ACCEPTED WITHOUT VALID SIGNATURE AND DATE)

SIGNATURE OF VOTER: William H White

DATE: 12-21-12

FORM 50E DECEMBER 11/04

VOTER ACCEPTANCE OR DENIAL OF ELIGIBILITY

Failure to return this form within thirty (30) days may result in the removal of your name from the voter registration system.

PLEASE PRINT

VOTER REGISTRATION #: [120133491]

NAME OF VOTER: White William Hardy
LAST FIRST MIDDLE

DATE OF BIRTH: [REDACTED] SOCIAL SECURITY NUMBER [REDACTED]

ADDRESS OF VOTER: 1005 Fullwood Ave.
Crescent City, Fla. 32112

PHONE NUMBER: (HOME) (386) 698-2885 (WORK) ()

SEX: MALE FEMALE RACE: African American

Please check the statement below that applies to you:

I agree with your information and do not require an Administrative hearing.

I am hereby requesting an Administrative hearing to present evidence of my eligibility to vote because of the following:

- I have never been charged or convicted of a felony.
- I had a felony arrest, but was not convicted in a court of law.
- I had a felony arrest, but the charge was reduced to a misdemeanor by the court.
- I was convicted of a felony, but adjudication was withheld by the court.
- I was convicted of a felony, but my civil rights in regards to voting, have been restored (must enclose a copy of your clemency certification.)

(FORM CANNOT BE ACCEPTED WITHOUT VALID SIGNATURE AND DATE)

SIGNATURE OF VOTER: William H White

DATE: 12-21-12

FORM 104 DEC 28 12 PM 1 04



FLORIDA ELECTIONS COMMISSION

107 W. Gaines Street,
Suite 224 Collins Building
Tallahassee, Florida 32399-1050
Telephone: (850) 922-4539
Fax: (850) 921-0783

March 4, 2013

CERTIFIED MAIL 70041160000491862371

William White
1005 Fulwood Avenue
Crescent City, Florida 32112

RE: Case No.: FEC 13-046

Dear Mr. White:

On January 25, 2013, the Florida Elections Commission received a complaint (previously provided to you) alleging that you violated Florida's election laws. I have reviewed the complaint and find that it contains one or more legally sufficient allegations. Along with all allegations in the complaint, the Commission staff will investigate the following alleged violations:

Section 104.011(1), Florida Statutes: William H White willfully swore or affirmed falsely to an oath or affirmation in connection with voting or elections, as alleged in the complaint

Section 104.011(2), Florida Statutes: William H White willfully submitted false voter registration information, as alleged in the complaint.

Section 104.15, Florida Statutes: William H. White, knowing he was not a qualified elector, willfully voted in the 2012 general elections, as alleged in the complaint.

You may respond to the allegations above by filing a notarized statement providing any information regarding the facts and circumstances surrounding the allegations. If you choose to file a response to the alleged violations, you should do so within 20 days of the date you receive this letter. Your response will be included as an attachment to the investigator's report.

When we conclude the investigation, you will receive a copy of the Report of Investigation. You may file a response to the report within 14 days from the date the report is mailed to you. Based on the results of the investigation, legal staff will make a written recommendation to the

Commission on whether there is probable cause to believe you have violated Chapter 104 or 106, Florida Statutes. You will receive a copy of the Staff Recommendation and may file a response within 14 days from the date the recommendation is mailed to you. Your timely filed response(s) will be considered by the Commission when determining probable cause.

The Commission will then hold a hearing to determine whether there is probable cause to believe you have violated Chapter 104 or 106, Florida Statutes. You and the complainant will receive a notice of hearing at least 14 days before the hearing. The notice of hearing will indicate the location, date, and time of your hearing. You will have the opportunity to make a brief oral statement to the Commission, but you will not be permitted to testify or call others to testify, or introduce any documentary or other evidence. The Commission also may allow the complainant to make a brief oral statement.

At any time before a probable cause finding, you may notify us in writing that you want to enter into negotiations directed towards reaching a settlement via consent agreement.

The Report of Investigation, Staff Recommendation, and Notice of Hearing will be mailed to the same address as this letter. Therefore, if your address changes, you must notify the investigator assigned to this case of your new address. Otherwise, you may not receive the correspondence from the staff. Failure to receive the documents will not delay the probable cause hearing.

Under section 106.25, Florida Statutes, complaints, Commission investigations, investigative reports, and other documents relating to an alleged violation of Chapters 104 and 106, Florida Statutes, are confidential until the Commission finds probable cause or no probable cause. The confidentiality provision does not apply to the person filing the complaint. However, it does apply to you, the Respondent, unless you waive confidentiality in writing. The confidentiality provision does not preclude you from seeking legal counsel. However, if you retain counsel, your attorney must file a notice of appearance with the Commission before any member of the Commission staff can discuss this case with him or her.

If you have any questions or need additional information, please contact **Keith Smith**, the investigator assigned to this case, at extension 112.

Sincerely,



Amy McKeever Toman
Executive Director

cc: Charles L. Overturf III, Complainant

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

William White
1005 Fullwood Ave
Crescent City, FL 32112

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Addressee
 X Klorencia Momas

B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

2. Article Number

(Transfer from service label)

7004 1160 0004 9186 2371

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

7004 1160 0004 9186 2371

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$	13.046
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	3/4/13

Postmark Here

Sent To: William White

Street, Apt. No., or PO Box No.

City, State, ZIP+4

PS Form 3800, June 2002 See Reverse for Instructions

B-046

STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION
107 West Gaines Street, Suite 224, Tallahassee, Florida 32399-1050
Telephone Number: (850) 922-4539
www.fec.state.fl.us

RECEIVED

2013 JAN 25 1:11

CONFIDENTIAL COMPLAINT FORM

The Commission's records and proceedings in a case are confidential until the Commission rules on probable cause. A copy of the complaint will be provided to the person against whom the complaint is brought.

1. PERSON BRINGING COMPLAINT:

Name: CHARLES L OVERTURF III PUTNAM COUNTY SUPERVISOR OF ELECTIONS Work Phone: (386) 329-0408
Address: 2509 CRILL AVE, SUITE 900 Home Phone: ()
City: PALATKA County: PUTNAM State: FL Zip Code: 32177

2. PERSON AGAINST WHOM COMPLAINT IS BROUGHT:

A person can be an individual, political committee, committee of continuous existence, political party, electioneering communication organization, club, corporation, partnership, company, association, or any other type of organization. If both an individual and a committee or organization are involved, name both.

Name of individual: WILLIAM H. WHITE
Address: 1005 FULLWOOD AVE Phone: ()
City: CRESCENT CITY County: PUTNAM State: FL Zip Code: 32112

If individual is a candidate, list the office or position sought: _____
Name of committee or organization: _____
Address: _____ Phone: ()
City: _____ County: _____ State: _____ Zip Code: _____

Have you filed this complaint with the State Attorney's Office? (check one) Yes No

3. ALLEGED VIOLATION(S):

Please list the provisions of The Florida Election Code that you believe the person named above may have violated. The Commission has jurisdiction only to investigate the following provisions: Chapter 104, Chapter 106, Section 98.122, and Section 105.071, Florida Statutes. Also, please include:

- ✓ The facts and actions that you believe support the violations you allege,
- ✓ The names and telephone numbers of persons you believe may be witnesses to the facts,
- ✓ A copy or picture of the political advertisements you mention in your statement,
- ✓ A copy of the documents you mention in your statement, and
- ✓ Other evidence that supports your allegations

PURSUANT TO 104.42, VIOLATIONS INCLUDE: 104.011

Additional materials attached (check one)? Yes No

4. OATH


STATE OF FLORIDA
COUNTY OF PUTNAM

I swear or affirm, that the above information is true and correct to the best of my knowledge.

Charles L. Overton
Original Signature of Person Bringing Complaint

Sworn to and subscribed before me this 18TH day of
JANUARY, 2013

Kim Hankemeyer
Signature of Officer Authorized to Administer Oaths or Notary public

 **KIM MARIE HANKEMEYER**
Notary Public, State of Florida
My Comm. Expires June 27, 2015
Comm. No. EE 106100

(Print, Type, or Stamp Commissioned Name of Notary Public)
Personally known Or Produced Identification _____
Type of Identification Produced _____

Any person who files a complaint while knowing that the allegations are false or without merit commits a misdemeanor of the first degree, punishable as provided in Sections 775.082 and 775.083, Florida Statutes.

Charles L. Overturf III
Supervisor of Elections
Putnam County, Florida

2509 Crill Ave, Ste 900
Palatka, FL 32177

Telephone: (386) 329-0224
Facsimile: (386) 329-0455
Website: www.putnam-fl.com
Email: electionsoffice@putnam-fl.com

MEMORANDUM

TO: STATE ATTORNEY, SEVENTH JUDICIAL CIRCUIT; and
FLORIDA ELECTIONS COMMISSION

FROM: CHARLES L. OVERTURF III, SUPERVISOR OF ELECTIONS

DATE: JANUARY 18, 2013

RE: FLORIDA STATUTES SECTION 104.42

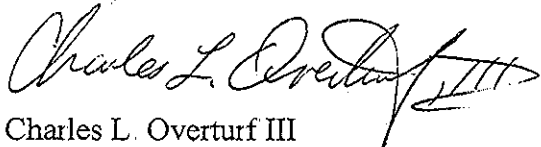
RECEIVED
2013 JAN 25 P 1:01
ELECTIONS DIVISION

Pursuant to 104.42(1) F.S. the supervisor of elections is authorized to investigate fraudulent registrations and illegal voting and to report the findings to the local state attorney and the Florida Elections Commission.

After receiving felon notification from the Florida Bureau of Voter Registration Services, I discovered that William H. White voted in the 2012 General Election. I have attached a copy of voter registration and early voting information.

You may contact my office for further information. Thank you for your time and consideration in this matter.

Sincerely,



Charles L. Overturf III
Supervisor of Elections

enc: Voter Registration Information
Early Voting Information

000003

120133491 White, William H (Maint)

PUT 120133491 White, William H 1005 Fullwood Ave, Crescent City, 32112 120133491

Last White Style First William Middle Hardy Driver License [REDACTED] Source F,Form Soc Sec Num Source F,Form

Nbr 1005 Suf Dir Fullwood Type Ave Dir Sur Unit Type/Nbr City Name Crescent City County PUTNAM Zip Code 32112

Line 1 Line 2 Line 3 City State Zip Code Country

Mail

Sex M Race 3,Black, not Hispanic Party Dem, Florida Democratic Party Pty Chg Req Dte Regn Date // 09/05/2012 Reason(Status) 1(A) Active Voter

Date of Birth 03/20/1945 Birth Place FL Telephone

Assistance? PW Interest? Ext
 Addr Protect? Fed Elections Only
 ID Required to Vote Photo Id Seen

Photo ID Type [REDACTED]

Districts							
Precinct	Cng	Sen	Hse	CC	SB	Wrd	County
02	6	6	19	1	1		

7000004

120133491 White, William H (Absentee)

PUT 120133491 White, William H 1005 Fullwood Ave, Crescent City, 32112

Precinct Party Status Comment
02 Dem [REDACTED]

Military Mil Dep E-Mail Date of Birth [REDACTED] 5

#	Election Name	How	Req Date	Request Status	Style	Add
128	2012 General Election	Early		Early Voted Oct/27/2012	G02	